

**BEFORE THE ILLINOIS POLLUTION CONTROL BOARD**

PRAIRIE RIVERS NETWORK )  
 and SIERRA CLUB, )  
 )  
 Petitioners, )  
 )  
 v. )  
 )  
 ILLINOIS ENVIRONMENTAL )  
 PROTECTION AGENCY and )  
 SPRINGFIELD COAL COMPANY, LLC )  
 )  
 Respondents. )

PCB 2013-067  
(Third Party NPDES Appeal)

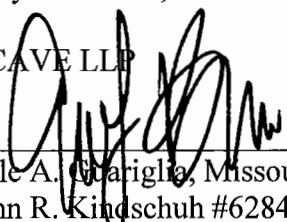
**SPRINGFIELD COAL'S OPEN WAIVER OF  
STATUTORY DECISION DEADLINE**

COMES NOW, Springfield Coal Company, LLC ("Springfield Coal"), and pursuant to 35 Ill. Admin. Code § 101.308, hereby waives its statutory deadline for Board action under 35 Ill. Admin. Code §§ 105.114 and 101.300, completely and unequivocally, until Springfield Coal elects, in its sole discretion, to reinstate the 120-day decision period by filing a notice to reinstate.

Respectfully submitted,

BRYAN CAVE LLP

By:



\_\_\_\_\_  
Dale A. Guariglia, Missouri Bar #32988  
John R. Kindschuh #6284933  
Erin L. Brooks #6311005  
One Metropolitan Square  
211 N. Broadway, Suite 3600  
St. Louis, MO 63102-2750  
Telephone: (314) 259-2000  
Telefax: (314) 259-2020

Attorneys for Respondent Springfield Coal Co.,  
LLC

**BEFORE THE ILLINOIS POLLUTION CONTROL BOARD**

PRAIRIE RIVERS NETWORK )  
 and SIERRA CLUB, )  
 )  
 Petitioners, )  
 )  
 v. )  
 )  
 ILLINOIS ENVIRONMENTAL )  
 PROTECTION AGENCY and )  
 SPRINGFIELD COAL COMPANY, LLC )  
 )  
 Respondents. )

PCB 2013-067  
 (Third Party NPDES Appeal)

---

**NOTICE OF ELECTRONIC FILING AND SERVICE**

TO:

Jessica Dexter  
 Environmental Law & Policy Center  
 35 E. Wacker Dr., Ste. 1300  
 Chicago, IL 60601

Illinois Environmental Protection Agency  
 Division of Legal Counsel  
 1021 North Grand Avenue East  
 P.O. Box 19276  
 Springfield, IL 62794-9276

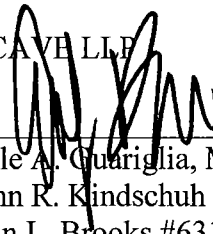
John Therriault, Clerk  
 Illinois Pollution Control Board  
 James R. Thompson Center  
 100 West Randolph St., Suite 11-500  
 Chicago, IL 60601

Carol Webb  
 Hearing Officer  
 Illinois Pollution Control Board  
 1021 North Grand Avenue East  
 PO BOX 19274  
 Springfield, IL 62794-9274

PLEASE TAKE NOTICE that on September 24, 2013, I electronically filed with the Clerk of the Pollution Control Board, SPRINGFIELD COAL'S OPEN WAIVER OF A DECISION DEADLINE on behalf of the Respondent, Springfield Coal Co., LLC, copies of which are herewith served upon you.

BRYAN CAVALLI

By:

  
Dale A. Guariglia, Missouri Bar #32988  
John R. Kindschuh #6284933  
Erin L. Brooks #6311005  
One Metropolitan Square  
211 North Broadway Suite 3600  
St. Louis, MO 63102  
Telephone: (314) 259-2000  
Telefax: (314) 259-2020

Attorneys for Respondent, Springfield Coal  
Co., LLC