

**BEFORE THE ENVIRONMENTAL APPEALS BOARD
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C.**

IN THE MATTER OF:)
)
MGP INGREDIENTS OF ILLINOIS, INC.) PSD APPEAL NO. 09-03
PERMIT NUMBER 07030058)

NOTICE OF FILING

TO: Eurika Durr, Clerk
U.S. Environmental Protection Agency
Environmental Appeals Board
Colorado Building
1341 G Street N.W. Suite 600
Washington, D.C. 20005

David C. Bender
McGillivray, Westerberg & Bender LLC
305 S. Paterson Street
Madison, Wisconsin 53703

Robert Kaplan, Regional Counsel
Office of the Regional Counsel
U.S. Environmental Protection Agency
Region 5
Chicago, Illinois 60604-3507

PLEASE TAKE NOTICE that I have today sent for filing with the Clerk of the Environmental Appeals Board the **CERTIFIED INDEX OF THE RECORD** and **MOTION FOR EXTENSION OF TIME TO FILE THE RESPONSE BRIEF**, of Respondent ILLINOIS ENVIRONMENTAL PROTECTION AGENCY, a copy of which is herewith served upon you.

Respectfully submitted,

ILLINOIS ENVIRONMENTAL
PROTECTION AGENCY

By: *Gerald T. Karr*

Gerald T. Karr
Senior Assistant Attorney General
Environmental Bureau
69 West Washington Street
Suite 1800
Chicago, Illinois 60602
(312) 814-3369

DATED: November 10, 2009

CERTIFICATE OF SERVICE

I, hereby certify that on the 10th of November, 2009, I did send, by express mail for next-day delivery, the following instruments, **CERTIFIED INDEX OF RECORD** and **MOTION FOR EXTENSION OF TIME TO FILE RESPONSE BRIEF** to:

Eurika Durr, Clerk
Environmental Appeals Board
U.S. Environmental Appeals Board
1341 G Street N.W. Suite 600
Washington, D.C. 20005

and a true and correct copy of the same foregoing instruments, by First Class Mail with postage thereon and fully paid and deposited into the possession of the United States Postal Service to:

Robert Kaplan, Regional Counsel
Office of the Regional Counsel
U.S. Environmental Protection Agency
Region 5
Chicago, Illinois 60604-3507

David C. Bender
McGillivray, Westerberg & Bender LLC
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GERALD T. KARR