

NOTICE AND CERTIFICATE OF FILING AND SERVICE

I hereby certify that on this date, October 30, 2008, I e-filed and express mailed, guaranteed overnight delivery, the original of this **Amended Notice and Certificate** to: 1) the EPA Environmental Appeals Board, Clerk of the Board, 1341 G. Street, N.W., Suite 600, Washington, D.C. 2005; and mailed a copy to 2) Mr. Richard Day, Esq., 413 North Main Street, St. Elmo, IL. 62458. I also certify that on October 30, 2008, I hand delivered a copy of this Amended Notice to: 1) EPA Counsel Ms. Cynthia Kawakami; 2) EPA Counsel Ms. Mary McAuliffe; and 3) The Office of Presiding Officer Marcy Toney, Esq. (for Ms. Toney and c/o former Presiding Officer Regina Kossek), all at Office of Regional Counsel (C-14J), 77 W. Jackson, Chicago, IL. 60604-3590.

Signed:  s./Felipe N. Gomez Date: October 30, 2008

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