

ILLINOIS POLLUTION CONTROL BOARD  
November 18, 1993

PEOPLE OF THE STATE OF ILLINOIS, )  
 )  
 Complainant, )  
 )  
 v. ) PCB 92-84  
 ) (Enforcement)  
 BERKSHIRE FURNITURE COMPANY, INC., )  
 a Delaware Corporation, )  
 )  
 Respondent. )

ORDER OF THE BOARD (by C.A. Manning):

On October 15, 1993 the Office of the Attorney General on behalf of the People of the State of Illinois and the Berkshire Furniture Company, Inc. filed a joint status report indicating they had engaged in substantial settlement discussions relating to the resolution of the issues raised by the People's complaint. The report further stated that the parties had discussed the latest written settlement proposal and they had come to an agreement with respect to the specific language of all but one paragraph of the proposed settlement agreement. The status report specifically provided:

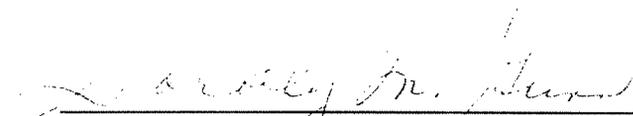
"4. It is the sense of the attorneys subscribing to this status report that a final, fully executed settlement agreement will be ready to file with the Board within two weeks from the date of entry of this status report."

Based on the representations of the parties, we entered an order on October 21, 1993 allowing the parties to file the executed settlement agreement rather than additional status reports. Moreover, on our own motion, we extended an on-going hearing continuance for an additional two weeks until November 4, 1993, so that the parties may file the settlement agreement rather than proceeding to hearing.

As of the date of this order, the parties have not yet filed the settlement agreement in this case. The Board, on its own motion, directs the parties to either file the finally-executed settlement agreement or, a status report regarding the settlement negotiations on or before December 27, 1993. Additionally, the Board will, also on its own motion, extend the hearing continuance in this matter until December 27, 1993.

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above order was adopted on the 18th day of November, 1993, by a vote of 5-0.

  
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Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board