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MAY - 6 2010

STATE OF ILLINOIS
Pollution Control Board

ILLINOIS POLLUTION CONTROL BOARD
May 6, 2010

PETER ARENDOVICH,)
)
 Complainant,)
)
 v.) PCB 09-102
) (Citizens Enforcement – Noise)
 ILLINOIS STATE TOLL HIGHWAY)
 AUTHORITY,)
)
 Respondent.)

ORIGINAL

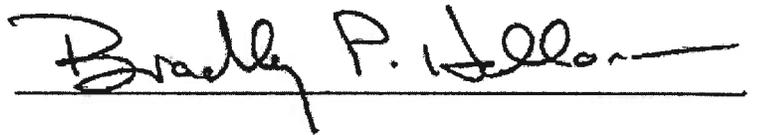
HEARING OFFICER ORDER

On May 6, 2010, all parties participated in a telephonic status conference with the hearing officer. The respondent represented that discovery is proceeding but that the complainant has neglected to answer a few of the preliminary interrogatories. The respondent represented that it will send a letter to the complainant requesting again what it is requesting. Should that fail, respondent may file a motion to compel.

It should be noted that pursuant to the December 17, 2009, Board order, complainant is alleging a violation of Section 900.102 of the Board's noise regulations, not Section 901.102 as I stated at the telephonic conference. Finally, it is noted that I suggested to the complainant that he has the right to retain an attorney to assist him in this matter because he stated that discovery proceedings are confusing to him as a non-lawyer.

The parties or their legal representatives are directed to participate in a telephonic status conference with the hearing officer on June 10, 2010, at 11:30 a.m. The status conference must be initiated by the complainant, but each party is nonetheless responsible for its own appearance. At the status conference, the parties must be prepared to discuss the status of the above-captioned matter and their readiness for hearing.

IT IS SO ORDERED.



Bradley P. Halloran

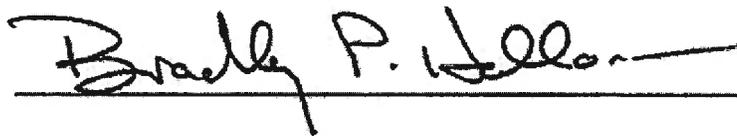
Bradley P. Halloran
Hearing Officer
Illinois Pollution Control Board
James R. Thompson Center, Suite 11-500
100 W. Randolph Street
Chicago, Illinois 60601
312.814.8917

CERTIFICATE OF SERVICE

It is hereby certified that true copies of the foregoing order were mailed, first class, on May 6, 2010, to each of the persons on the attached service list.

It is hereby certified that a true copy of the foregoing order was hand delivered to the following on May 6, 2010:

John T. Therriault
Illinois Pollution Control Board
James R. Thompson Center
100 W. Randolph St., Ste. 11-500
Chicago, Illinois 60601

A handwritten signature in black ink, reading "Bradley P. Halloran", is written over a solid horizontal line.

Bradley P. Halloran
Hearing Officer
Illinois Pollution Control Board
James R. Thompson Center
100 West Randolph Street, Suite 11-500
Chicago, Illinois 60601
312.814.8917

PCB 2009-102
Robert T. Lane
The Illinois State Toll Highway Authority
2700 Ogden Avenue
Downers Grove, IL 60515

PCB 2009-102
*
The Illinois State Toll Highway Authority
2700 Ogden Avenue
Downers Grove, IL 60515

PCB 2009-102
*
Peter Arendovich
1388 Gordon Lane
Lemont, IL 60439