

ILLINOIS POLLUTION CONTROL BOARD
April 15, 2011

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APR 15 2011

STATE OF ILLINOIS
Pollution Control Board

PEOPLE OF THE STATE OF ILLINOIS)
)
Complainant,)
)
v.)
)
AMERICAN EXCAVATING & SEPTIC)
SERVICES, INC., an Illinois corporation, and)
CBS LEASING, L.L.C., an Illinois limited)
liability company,)

PCB 11-55
(Enforcement – Water, Mine)

ORIGINAL

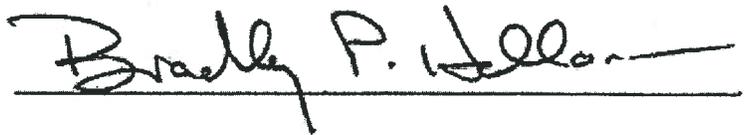
Respondents.

HEARING OFFICER ORDER

On April 14, 2011, all parties participated in a telephonic status conference with the hearing officer. The complainant stated that draft stipulations and proposals for settlement (stipulations) have been forwarded for respondents' respective reviews and comments. Respondent CBS Leasing has responded with comments and respondent American Excavating will do so in the near future. The parties are optimistic that a settlement will be reached. It was agreed that the parties' answers are now due to be filed on or before July 1, 2011.

The parties or their legal representatives are directed to appear at a telephonic status conference with the hearing officer on June 16, 2011, at 1:15 p.m. The telephonic status conference must be initiated by the complainant, but each party is nonetheless responsible for its own appearance. At the conference, the parties must be prepared to discuss the status of the above-captioned matter and their readiness for hearing. If, however, stipulations are filed prior to the next status conference, the conference will be cancelled without further notice.

IT IS SO ORDERED.



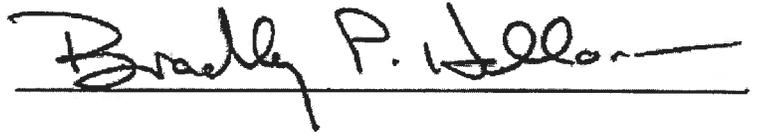
Bradley P. Halloran
Hearing Officer
Illinois Pollution Control Board
James R. Thompson Center, Suite 11-500
100 W. Randolph Street
Chicago, Illinois 60601
312.814.8917

CERTIFICATE OF SERVICE

It is hereby certified that true copies of the foregoing order were mailed, first class, on April 15, 2011, 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 April 15, 2011:

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

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