

ILLINOIS POLLUTION CONTROL BOARD
September 21, 1995

THE OK TRUCKING COMPANY,)
)
Petitioner,)
)
v.) PCB 92-108
) (UST Fund)
ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
)
Respondent.)

ORDER OF THE BOARD (by E. Dunham):

On September 12, 1995, OK Trucking filed a status report with the Board. The status report notes that a similar issue to that raised by OK Trucking is presently before the Appellate Court in Board of Education v. Armstead, No. 92-4145 (Ill. App. Ct., 1st Dist.). That case is presently awaiting the scheduling of oral arguments.

OK Trucking also reports that the circuit court affirmed the Office of State Fire Marshal's (OSFM) decision regarding the registration of OK Trucking's tanks. OK Trucking filed an appeal of the circuit court's decision. The Appellate Court affirmed the circuit court's decision on July 14, 1995. OK Trucking has filed a Petition for Leave to Appeal with the Illinois Supreme Court.

To assure that this matter before the Board is handled as expeditiously as possible, OK Trucking is instructed to inform the Board promptly of any changes in the current status of these proceedings. In addition, OK Trucking is directed to file an additional status report with the Board on or before December 21, 1995.

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 _____ day of _____, 1995, by a vote of _____.

Dorothy M. Gunn, Clerk
Illinois Pollution Control Board