ILLINOIS POLLUTION CONTROL BOARD May 10, 2023

| PEOPLE OF THE STATE OF ILLINOIS, |) | |
|---|---|---------------------------------|
| Complainant, |) | |
| v. |) | |
| LA FOX, INC., a dissolved Illinois |) | PCB 23-9 (Enforcement – Air) |
| corporation, and FOX RIVER PETRO, LLC, an Illinois limited liability company, |) | |
| Respondents. |) | |

AMENDED HEARING OFFICER ORDER

On May 4, 2023, a telephonic status conference was held. Respondents did not appear. Complainant reported that it has been in contact the agent for LA FOX, Inc., not the attorney, and was told by him that the station was decommissioned prior to its sale to Fox River Petro, LLC. The decommissioning documents cannot be located. Complainant has had no contact with Fox Petro, LLC. To that end, complainant reported that it will be filing a motion to deem facts admitted and a motion for summary judgement after review has been completed.

The parties or their legal representatives are directed to participate in a telephonic status conference with the hearing officer on July 6, 2023, at 9:00 a.m. The telephonic status conference must be initiated by the complainant, and provide a call-in number, 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

Hearing Officer

Illinois Pollution Control Board

60 E. Van Buren Street Suite 630

Bradly P. Helon

Chicago, Illinois 60605

312.814.8917

Brad.Halloran@illinois.gov

CERTIFICATE OF SERVICE

It is hereby certified that true copies of the foregoing order were e-mailed and mailed, first class, on May 10, 2023, to each of the persons on the service list below.

It is hereby certified that a true copy of the foregoing order was e-mailed to the following on May 10, 2023:

Don Brown Illinois Pollution Control Board 60 E. Van Buren Street Suite 630 Chicago, Illinois 60605

> Bradley P. Halloran Hearing Officer Illinois Pollution Control Board 60 E. Van Buren Street Suite 630 Chicago, Illinois 60605 312.814.8917

@ Consents to electronic service

SERVICE LIST

PCB 2023-009@ Arlene R. Haas Office of the Attorney General 69 W. Washington Street Suite 1800 Chicago, IL 60602 PCB 2023-009@ Waqar Quereshi, Agent & President 994 Reading Street Bartlett, IL 60103

PCB 2023-009 Mohammed Hussain, R.A. Fox River Petro LLC 117 S. Cook, Suite 195 Barrington, IL 60010 PCB 2023-009@ Jason Clark Office of the Attorney General 69 W. Washington Street Suite 1800 Chicago, IL 60602