

ILLINOIS POLLUTION CONTROL BOARD  
March 2, 1995

REICHHOLD CHEMICALS, INC.,	)	
	)	
Petitioner,	)	
	)	
v.	)	PCB 94-278
	)	(UST Fund Appeal)
ILLINOIS ENVIRONMENTAL	)	
PROTECTION AGENCY,	)	
	)	
Respondent.	)	

ORDER OF THE BOARD (by R.C. Flemal):

This matter is before the Board pursuant to a joint motion to stay on the basis that the parties wish to resolve this case through settlement negotiations. According to Reichhold Chemicals, Inc. (Reichhold), who filed the motion on behalf of petitioner and the Illinois Environmental Protection Agency, the parties have reached a tentative settlement.<sup>1</sup> Additionally, the parties request that the Board cancel a hearing set by Board hearing officer June Edvenson for March 14, 1995 and that the Board also reserve ruling on a motion currently pending before the Board to consolidate this case with a second docket, PCB 92-165.

Reichhold has filed a statutory decision deadline waiver until October 27, 1995; therefore, we will enter a stay and reserve ruling on the motion to consolidate until June 27, 1995. Should a hearing be required in this case, there will be sufficient time between June 27th and the decision due date in which to schedule a hearing, transmit a record to the Board, file briefs and issue an opinion and order. Cancellation or continuance of the March 14th hearing shall be the subject of a hearing officer order, and after the expiration of the stay, the scheduling of any future hearings shall be at the discretion of the hearing officer. In the event the parties reach an agreement prior to the expiration of the stay, or wish to lift the stay and proceed to hearing, the parties are requested to file the appropriate motion.

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<sup>1</sup>The joint motion for stay states that it is being brought on behalf of both Reichhold and the Agency, and further indicates that it was served via hand delivery, on John Burds, the Agency's assistant counsel. Assuming service was proper and because we have not heard otherwise from the Agency, we will allow the motion as a joint motion. If however, further extension of the stay is required, any joint motions must be submitted and signed by both parties.

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 2nd day of March, 1995, by a vote of 5-0.

Dorothy M. Gunn  
Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board