

ILLINOIS POLLUTION CONTROL BOARD  
August 11, 1994

VIOLET MIKSA, as authorized	)	
representative of Holiday	)	
Bakers,	)	
	)	
Petitioner,	)	
	)	PCB 94-210
OFFICE OF THE STATE FIRE	)	(UST Fund)
MARSHAL,	)	
	)	
Respondent.	)	

ORDER OF THE BOARD:

On August 4, 1994, Violet Miksa, as authorized representative of Holiday Bakers (petitioner), filed a petition for review of an Office of the State Fire Marshal ("OSFM") final eligibility and deductibility determination from the Underground Storage Tank Fund. The OSFM issued a final eligibility and deductibility decision on July 6, 1994, which contains the stated reasons for its decision. The final determination concerns petitioner's site located at 5534-5542 West 25th Street, Cicero, Cook County, Illinois. This matter is accepted for hearing.

The hearing must be scheduled and completed in a timely manner. The Chief Hearing Officer shall assign a hearing officer to conduct hearings. The Clerk of the Board shall promptly issue appropriate directions to the assigned hearing officer consistent with this order.


The assigned hearing officer shall inform the Clerk of the Board of the time and location of the hearing at least 40 days in advance of hearing so that public notice of hearing may be published. After hearing, the hearing officer shall submit an exhibit list, a statement regarding credibility of witnesses and all actual exhibits to the Board within five days of the hearing. Any briefing schedule shall provide for final filings as expeditiously as possible.

If after appropriate consultation with the parties, the parties fail to provide an acceptable hearing date or if after an attempt the hearing officer is unable to consult with the parties, the hearing officer shall unilaterally set a hearing date. The hearing officer and the parties are encouraged to expedite this proceeding as much as possible.

This order will not appear in the Board's opinion volumes.

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 17<sup>th</sup> day of August, 1994, by a vote of 6-0.

  
Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board