

ILLINOIS POLLUTION CONTROL BOARD
October 7, 1993

EDWARDS-ETHERTON OIL COMPANY,)
)
Petitioner,)
)
v.) PCB 92-168
) (UST Fund)
ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
)
Respondent.)

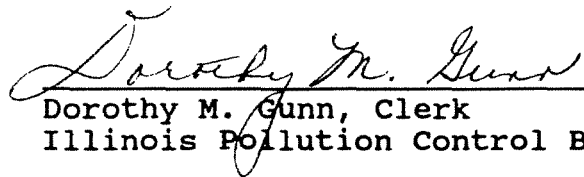
ORDER OF THE BOARD (by C. A. Manning):

This matter is before the Board on petitioner's November 4, 1992 appeal of the Illinois Environmental Protection Agency's ("Agency") decision to deny reimbursement of corrective action costs. On January 15, 1993, petitioner filed a motion to continue the hearing and final decision pending the Board's decision in State Bank of Whittington, PCB 92-152, and an open waiver of its right to final Board action as provided for in Section 40 of the Environmental Protection Act. (415 ILCS 5/40 (1993)). The Board granted the stay of proceedings as requested on January 21, 1993, until June 3, 1993.

The Board decided State Bank of Whittington on June 3, 1993. The Board hereby orders the petitioner to submit to the Board and Hearing Officer a status report by October 21, 1993. The status report should clearly indicate whether the petitioner wishes this matter to go to hearing or request dismissal.

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 7th day of October, 1993, by a vote of 7-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board