

ILLINOIS POLLUTION CONTROL BOARD
August 26, 1993

MARATHON OIL COMPANY,)
)
 Petitioner,)
)
 v.) PCB 91-173
) (Variance on Remand)
 ILLINOIS ENVIRONMENTAL)
 PROTECTION AGENCY,)
)
 Respondent.)

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

On July 22, 1993 the Board ordered the parties to file statements indicating their views on how this matter should best proceed, including addressing whether additional briefing or hearing is required in this matter.

The parties filed their statements on August 9, 1993. Marathon Oil Company (Marathon) states that it does not believe further hearing or briefs are necessary, and requests that the matter proceed on an expedited basis. Marathon further suggests that environmental harm may result should this variance not be granted expeditiously. (Status report at 4.)

The Illinois Environmental Protection Agency (Agency) requests that opportunity for briefs be provided and requests 14 days after filing of Marathon's brief to file its brief.

The Board grants the request for expedited decision consistent with time constraints. The Board allows briefs to be filed according to the following schedule:

- 1) Marathon's brief, or notice of intent to not submit a brief, shall be filed and served upon the Agency no later than September 9, 1993.
- 2) Agency's brief, or notice of intent to not submit a brief, shall be be filed no later than fourteen days after the date of service upon the Agency of Marathon's brief or notice.

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 26th day of August, 1993, by a vote of 6-0.

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