

ILLINOIS POLLUTION CONTROL BOARD
July 1, 1993

EARL LUSTER TRUST,)
)
Petitioner,)
)
v.) PCB 93-123
) (UST Fund)
ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
)
Respondent.)

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

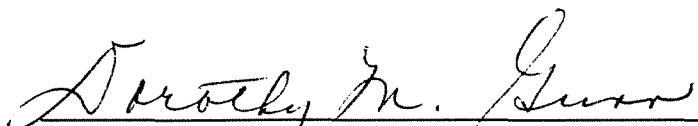
On June 21, 1993, Earl Luster Trust (Trust) filed a petition for review of an Underground Storage Tank Reimbursement Determination. This matter is accepted for hearing.

This petition is filed pending the outcome of an appeal of an administrative order issued by the Office of the State Fire Marshal. (Pet. at 3.) Trust contends that the result of the appeal will determine if the Illinois Environmental Protection Agency's decision at issue was in error. (Pet. at 3-4.) Trust also filed an open waiver of the decision deadline.

The parties are ordered to file status reports to keep the Board informed of any change in the status of this case. The parties shall file a status report with the Board on or before December 30, 1993. Subsequent status reports should be filed every six months thereafter or sooner if circumstances warrant. Based on the status reports the Board will set this matter for hearing or take other appropriate action.

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 1st day of July, 1993, by a vote of 7-0.


Dorothy M. Gunn, Clerk
Illinois Pollution Control Board