

ILLINOIS POLLUTION CONTROL BOARD
May 5, 1993

THE GRIGOLEIT COMPANY,)
)
Petitioner,)
)
v.) PCB 92-23
) (Permit Appeal)
ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
)
Respondent.)

ORDER OF THE BOARD (by J. Anderson):

On May 3, 1993, The Grigoleit Company (Grigoleit) filed a status report and a motion to continue. On May 3, 1993, the Illinois Environmental Protection Agency (Agency) filed its status report in this matter. The status reports come in response to an April 8, 1993 Board order directing the parties to file status reports with the Board by May 3, 1993.

In its motion, Grigoleit requests the Board to continue this matter and require the parties to file a status report on or before June 4, 1993. In support of its request, Grigoleit states that it and the Agency have been engaged in settlement negotiations which would, if successful, culminate in the settlement of this case as well as the following three cases: PCB 90-135, The Grigoleit Company v. Illinois Environmental Protection Agency; PCB 91-157, People of the State of Illinois v. The Grigoleit Company; and PCB 92-23, The Grigoleit Company v. Illinois Environmental Protection Agency.

Grigoleit adds that the parties met on April 29, 1993. At such time, Grigoleit provided the Agency with confidential information in order to clarify certain information that had been previously supplied to the Agency. It is Grigoleit's understanding that the Agency will evaluate the information and respond to Grigoleit with any question it might have. Grigoleit adds that it believes that, as a result of the meeting, the Agency should have a clearer understanding of Grigoleit's operations so that any possible settlement should proceed quickly.

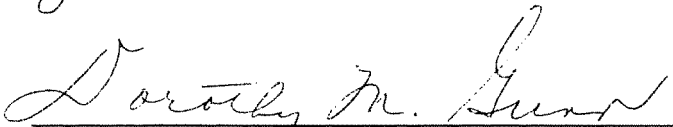
In its report, the Agency states that, at the April 29, 1993 meeting, it requested a week to ten days to analyze the internally discuss the information submitted to the Agency. The Agency also recommended the submittal of additional related information regarding a specific emission unit at Grigoleit's facility to help clarify the nature of that emission source.

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In light of the above, the Board hereby grants Grigoleit's motion to continue. The parties are directed to file status reports in this matter. Such status reports are to be received by the Board no later than June 4, 1993. The Board notes, however, that this is the parties' fifth motion to continue this matter for the purpose of settlement negotiations. We caution the parties that it will not continue this matter indefinitely and that it expects the parties to expeditiously pursue a resolution of this case.

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 5th day of May, 1993, by a vote of 5-0.


Dorothy M. Gunn, Clerk
Illinois Pollution Control Board