

ILLINOIS POLLUTION CONTROL BOARD
November 21, 2002

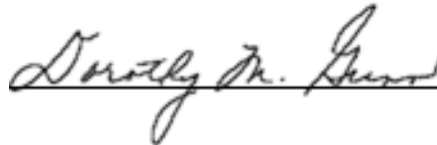
CUNNINGHAM SERVICE,)	
)	
Petitioner,)	
)	
v.)	PCB 03-69
)	(UST Appeal)
ILLINOIS ENVIRONMENTAL)	(90-Day Extension)
PROTECTION AGENCY,)	
)	
Respondent.)	

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

On November 18, 2002, the parties timely filed a joint notice to extend the 35-day period within which Cunningham Service (Cunningham) may appeal an October 11, 2002 determination of the Illinois Environmental Protection Agency (Agency). *See* 415 ILCS 5/40(a)(1) (2000), *amended by* P.A. 92-0574, eff. June 26, 2002; 35 Ill. Adm. Code 105.406. The Agency rejected the proposed budget for the high priority corrective action plan regarding a leaking underground storage tank site at Rural Route 1, Box 109 in West Salem, Edwards County. The Board extends the appeal period until February 13, 2003, as the parties request. *See* 415 ILCS 5/40(a)(1) (2000), *amended by* P.A. 92-0574, eff. June 26, 2002; 35 Ill. Adm. Code 105.406. If Cunningham fails to file an appeal on or before that date, the Board will dismiss this case and close the docket.

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, certify that the Board adopted the above order on November 21, 2002, by a vote of 5-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board