

ILLINOIS POLLUTION CONTROL BOARD
January 21, 1982

SOURS GRAIN COMPANY,)
)
) Petitioner,)
)
) v.) PCB 79-210
)
) ILLINOIS ENVIRONMENTAL PROTECTION)
) AGENCY,)
)
) Respondent.)


ORDER OF THE BOARD (by I. Goodman):

On January 13, 1982 Petitioner filed a Motion for Continuance with the Board. Pursuant to Procedural Rule 308(f), the Board has considered this Motion to be an interlocutory appeal of the hearing officer's denial of Petitioner's oral Motion for a Continuance made at the January 12, 1982 pre-hearing conference. Respondent objected at that time to a total continuance but agreed to a bifurcated hearing. The hearing officer denied the continuance for the hearing on the merit because public notice of a January 25, 1982 hearing had already been issued. However, the hearing officer granted Petitioner a second hearing date to present the economic evidence Petitioner claimed to be developing and was therefore unavailable for the January hearing. Since Petitioner raises no arguments in its appeal other than inconvenience, the Board finds no reason sufficient to overrule the hearing officer in this matter. The appeal is denied.

Mr. Dumelle concurred.

IT IS SO ORDERED.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify that the above Order was adopted on the 21st day of January, 1982 by a vote of 4-0.


Christan L. Moffett, Clerk
Illinois Pollution Control Board