

ILLINOIS POLLUTION CONTROL BOARD

October 2, 2003

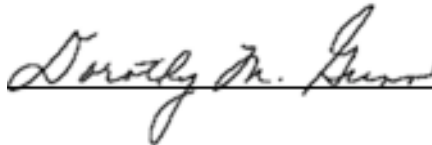
KRESSER MOTOR SERVICE, INC.,	)	
	)	
Petitioner,	)	
	)	
v.	)	PCB 04-39
	)	(UST Appeal)
ILLINOIS ENVIRONMENTAL	)	(90-Day Extension)
PROTECTION AGENCY,	)	
	)	
Respondent.	)	

ORDER OF THE BOARD (by T.E. Johnson):

On September 26, 2003, the parties timely filed a joint notice to extend the 35-day period within which Kresser Motor Service, Inc. (Kresser) may appeal an August 19, 2003 determination of the Illinois Environmental Protection Agency (Agency). *See* 415 ILCS 5/40(a)(1) (2002); 35 Ill. Adm. Code 105.402, 105.406. Because the postmark date of the joint request is within the time for filing, the joint request was timely filed. 35 Ill. Adm. Code 101.300(b)(2), 105.404. At issue is the Agency's rejection of the 45-day report for Kresser's leaking underground petroleum storage tank facility located at 3072 North Illinois Route 71, Ottawa, LaSalle County. The Board extends the appeal period until December 22, 2003, as the parties request. *See* 415 ILCS 5/40(a)(1) (2002); 35 Ill. Adm. Code 105.406. If Kresser 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 October 2, 2003, by a vote of 7-0.



Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board