

ILLINOIS POLLUTION CONTROL BOARD
January 22, 2004

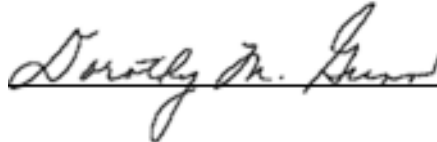
PAUL PHELAN,)	
)	
Petitioner,)	
)	
v.)	PCB 04-71
)	(UST Appeal)
ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY,)	
)	
Respondent.)	

ORDER OF THE BOARD (by J.P. Novak):

On November 6, 2003, at the parties' request, the Board extended until January 15, 2004, the time period for Paul Phelan to appeal a September 11, 2003 determination of the Illinois Environmental Protection Agency (Agency). *See* 415 ILCS 5/40(a)(1) (2002); 35 Ill. Adm. Code 101.300(b), 105.402, 105.406. The Agency approved petitioner's high priority corrective action plan budget, with modifications, regarding Paul Phelan's Underground Storage Tank site at 1008 North Main Street, Brighton, Macoupin County. Because petitioner failed to timely file an appeal, the Board dismisses this case and closes 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 January 22, 2004, by a vote of 5-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board