

ILLINOIS POLLUTION CONTROL BOARD
April 5, 2004

PEOPLE OF THE STATE OF ILLINOIS,)
)
Complainant,)
)
v.) PCB 02-186
) (Enforcement - Air)
VAN MELLE U.S.A., INC., an Illinois)
corporation,)
)
Respondent.)

HEARING OFFICER ORDER

On April 1, 2004, all parties participated in a telephonic status conference with the hearing officer. The parties represented that they are still discussing a supplemental environmental project (SEP) as part of the settlement. The parties represented that a new or revised SEP may have to be drafted and submitted to the Illinois Environmental Protection Agency for review. The respondent made an oral motion for an extension of time to re-plead its affirmative defense to *laches* as directed in the March 4, 2004 Board order. The complainant had no objection. The respondent's motion is granted. Respondent's re-pleading is now due to be filed on or before May 28, 2004.

The parties are directed to participate in a telephonic status conference with the hearing officer on May 6, 2004, at 1:15 a.m. The status conference must be initiated by the complainant, but each party is nonetheless responsible for their own appearance. At the status conference, the parties must be prepared to discuss the status of the above-captioned matter and their readiness for hearing.

IT IS SO ORDERED.

Bradley P. Halloran
Hearing Officer
Illinois Pollution Control Board
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100 W. Randolph Street
Chicago, Illinois 60601
312.814.8917