

ILLINOIS POLLUTION CONTROL BOARD
May 20, 2004

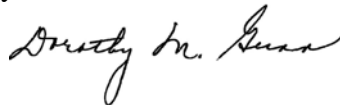
CASEY'S GENERAL STORES,)	
)	
Petitioner,)	
)	
v.)	PCB 04-195
)	(UST Appeal)
ILLINOIS ENVIRONMENTAL)	(90-Day Extension)
PROTECTION AGENCY,)	
)	
Respondent.)	

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

On May 10, 2004, the parties timely filed a joint notice to extend the 35-day period within which Casey's General Stores may appeal a March 31, 2004 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. The Agency approved petitioner's high priority corrective action plan budget, with modifications, for Casey's General Stores' leaking underground petroleum storage tank facility located at the southeast corner of 5th and Locust Street, Andover, Henry County. The Board extends the appeal period until August 4, 2004, as the parties request. *See* 415 ILCS 5/40(a)(1) (2002); 35 Ill. Adm. Code 105.406. If Casey's General Stores 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 May 20, 2004, by a vote of 5-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board