

ILLINOIS POLLUTION CONTROL BOARD
September 27, 2004

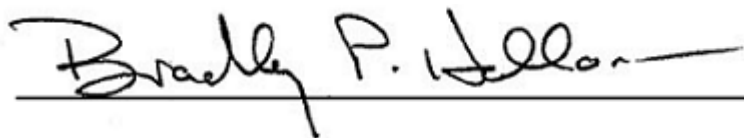
MCHENRY STORAGE,)
)
 Petitioner,)
)
 v.) PCB 01-122
) (UST Fund)
 ILLINOIS ENVIRONMENTAL)
 PROTECTION AGENCY,)
)
 Respondent.)

HEARING OFFICER ORDER

On September 23, 2004, all parties participated in a telephonic status conference with the hearing officer. The parties represented that it appears that they have an agreement in principle but the respondent continues to have internal discussions regarding the resolution of the above-captioned matter. The petitioner represented that it will file a waiver of the statutory decision deadline to and including April 8, 2005.

The parties are directed to participate in a telephonic status conference with the hearing officer on October 27, 2004, at 10:00 a.m. The status conference must be initiated by the petitioner, but each party is nonetheless responsible for its 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. If, however, a motion to voluntarily dismiss is filed prior to the next status conference, the conference will be cancelled without further order.

IT IS SO ORDERED.



Bradley P. Halloran
Hearing Officer
Illinois Pollution Control Board
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