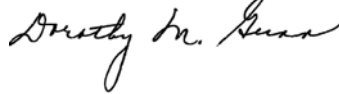


practice in Illinois, as the Board's procedural rules generally require. *Id.* An out-of-state attorney may practice before the Board, but only if the Board grants a motion to appear *pro hac vice*. See 35 Ill. Adm. Code 101.400(a)(3).

By February 3, 2005, Mac's must file an amended petition for review accompanied by the appearance of an attorney. See 35 Ill. Adm. Code 101.400(a)(4). Failure to do so will subject this appeal to dismissal. The amended petition must clarify whether and, if so, on what grounds Mac's appeals the Agency's rejection of the 45-Day Report. Further, the amended petition must be filed either by (1) an attorney licensed and registered to practice in Illinois, or (2) an attorney licensed to practice in another state and accompanied by a *pro hac vice* motion. Upon the timely filing of an amended petition, the Board's statutory 120-day period for deciding this appeal will recommence. See 35 Ill. Adm. Code 105.114(b).

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, certify that the Board adopted the above order on December 16, 2004, by a vote of 5-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board