

ILLINOIS POLLUTION CONTROL BOARD
January 20, 2005

RED ROOSTER CORPORATION f/k/a)	
CLARK RETAIL ENTERPRISES, INC.)	
(CLARK OIL #2086) (December 30, 2004)	
IEPA determination),)	
)	
Petitioner,)	
)	
v.)	PCB 05-126
)	(UST Appeal)
ILLINOIS ENVIRONMENTAL)	(90-Day Extension)
PROTECTION AGENCY,)	
)	
Respondent.)	

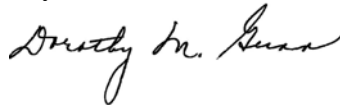
ORDER OF THE BOARD (by J.P. Novak):

On January 13, 2005, the parties timely filed a joint notice to extend the 35-day period within which Red Rooster Corporation may appeal a December 30, 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. The Agency denied petitioner's request for reimbursement of certain costs of corrective action from the Underground Storage Tank Fund for Red Rooster Corporation's leaking underground petroleum storage tank facility located at 4805 North War Memorial Drive, Peoria, Peoria County.

The Board extends the appeal period until May 9, 2005, as the parties request. *See* 415 ILCS 5/40(a)(1) (2002); 35 Ill. Adm. Code 105.406. If Red Rooster Corporation 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 January 20, 2005, by a vote of 5-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board