

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

RED ROOSTER CORPORATION (f/n/a
CLARK RETAIL ENTERPRISES, INC.)
(CLARK OIL #2086)(December 30, 2004
IEPA determination),

Petitioner,

vs.

PCB 05-126
(UST Appeal)

ILLINOIS ENVIRONMENTAL
PROTECTION AGENCY,

Respondent.

Proceedings held on June 29th, 2005, at 10 a.m., at the
offices of the Illinois Pollution Control Board, 1021 North Grand
Avenue East, North Entrance, Springfield, Illinois, before Carol
Webb, Chief Hearing Officer.

Reported by: Beverly S. Hopkins, CSR, RPR
CSR License No.: 084-004316

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A P P E A R A N C E S

ILLINOIS POLLUTION CONTROL BOARD
1021 North Grand Avenue East
P.O. Box 19274
Springfield, Illinois, 62794
(217) 524-8509
BY: MS. CAROL WEBB, Hearing Officer

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY
1021 North Grand Avenue East
Springfield, Illinois 62794
BY: MR. JOHN KIM, ESQ.

HEDINGER LAW OFFICE
3601 South Fifth Street
Springfield, Illinois 62703
BY: MR. STEPHEN F. HEDINGER, ESQ.

1 HEARING OFFICER WEBB: Good morning. My name is Carol
2 Webb. I'm the hearing officer with the Pollution Control Board.
3 Today we were scheduled to hold a hearing for PCB 05-125 and PCB
4 05-126, Red Rooster Corporation versus IEPA. Unfortunately, a
5 key witness was unable to attend today and the parties have
6 requested that this hearing be continued on July 8th at 9 a.m..
7 That request is granted. Attorney Steve Hedinger is here for the
8 petitioner. Mr. Hedinger, would you like to make any further
9 comments at this time?

10 MR. HEDINGER: At this time I would waive or rather refer
11 those comments to Friday when we reconvene.

12 HEARING OFFICER WEBB: Okay. Attorney John Kim is present
13 on behalf of the Agency. Mr. Kim, would you like to make any
14 further comments at this time?

15 MR. KIM: I will do the same as Mr. Hedinger. I will
16 reserve my comments until we reconvene.

17 HEARING OFFICER WEBB: Okay. I will note that no one else
18 is present here today. So this hearing is continued on July 8th.
19 Thank you very much.

20 MR. KIM: Thank you.

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STATE OF ILLINOIS

COUNTY OF FAYETTE

C E R T I F I C A T E

I, BEVERLY S. HOPKINS, a Notary Public in and for the County of Fayette, State of Illinois, DO HEREBY CERTIFY that the foregoing three pages comprise a true, complete and correct transcript of the proceedings held on the 29th day of June, A.D., 2005, at the Illinois Pollution Control Board Hearing Room, 1021 North Grand Avenue East, North Entrance, Springfield, Illinois, in the case of Red Rooster versus IEPA, in proceedings held before Hearing Officer Carol Webb, and recorded in machine shorthand by me.

IN WITNESS WHEREOF I have hereunto set my hand and affixed by Notarial Seal this 5th day of July A.D., 2005.

Beverly S. Hopkins
Notary Public and
Certified Shorthand Reporter and
Registered Professional Reporter

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