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APPEARANCES

(No parties were present.)

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PROCEEDINGS

(October 28, 2005; 10:29 a.m.)

HEARING OFFICER WEBB: Good morning. My name is Carol Webb. I'm a hearing officer with the Pollution Control Board. This is PCB 06-25, Breuer versus IEPA. It is 10:30 a.m. on October 28. I will note for the record that there are no members of the public present. Also I told the parties that they did not to be present -- not need to be present, and they are not here also.

On October 24, 2005, petitioner's attorney requested a continuance of this hearing on grounds that he had not received the administrative record. Respondent's attorney believed that the record had already been sent out and apologized for the error. Respondent's attorney had no objection to continuing the hearing. Petitioner's attorney was informed that this hearing would not be continued without a waiver of the decision deadline. On October 27, petitioner faxed me a deadline waiver to February 16, 2006, and will file this waiver with the clerk's office.

For these reasons, the request for continuance is granted. This hearing is continued until 10:30 a.m. on December 1, 2005. Another hearing is also being

1 continued to December 1, so it is possible that this
2 hearing will be delayed until the afternoon. Thank you.

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1 STATE OF ILLINOIS)) SS
2 COUNTY OF ST. CLAIR)

4 I, KAREN WAUGH, a Notary Public and Certified
5 Shorthand Reporter in and for the County of St. Clair,
6 State of Illinois, DO HEREBY CERTIFY that I was present
7 at the Illinois Pollution Control Board, Springfield,
8 Illinois, on October 28, 2005, and did record the
9 aforesaid Hearing; that same was taken down in shorthand
10 by me and afterwards transcribed, and that the above and
11 foregoing is a true and correct transcript of said
12 Hearing.

13 IN WITNESS WHEREOF I have hereunto set my hand
14 and affixed my Notarial Seal this 1st day of November,
15 2005.

19 Notary Public--CSR
20 #084-003688