

ILLINOIS POLLUTION CONTROL BOARD  
December 15, 2005

WAYNE and DENNIS SWANSON,	)	
	)	
Petitioners,	)	
	)	
v.	)	PCB 06-87
	)	(UST Appeal)
ILLINOIS ENVIRONMENTAL	)	(90-Day Extension)
PROTECTION AGENCY,	)	
	)	
Respondent.	)	

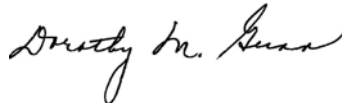
ORDER OF THE BOARD (by G.T. Girard):

On December 6, 2005, the parties timely filed a joint notice to extend the 35-day period within which Wayne and Dennis Swanson may appeal an October 27, 2005 determination of the Illinois Environmental Protection Agency (Agency). *See* 415 ILCS 5/40(a)(1) (2004); 35 Ill. Adm. Code 105.402, 105.406. Because the postmark date of the joint request is within the time for filing, the joint request was timely filed. 35 Ill. Adm. Code 101.300(b)(2), 105.404. The Agency rejected the corrective action completion report for Wayne and Dennis Swanson's leaking underground petroleum storage tank facility located at 122 West Wilson, Batavia, Kane County.

The Board extends the appeal period until March 6, 2006, as the parties request. *See* 415 ILCS 5/40(a)(1) (2004); 35 Ill. Adm. Code 105.406. If Wayne and Dennis Swanson fail 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 December 15, 2005, by a vote of 4-0.



Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board