ILLINOIS POLLUTION CONTROL BOARD January 5, 2006

MAC'S CONVENIENCE STORES, LLC,)	
)	
Petitioner,)	
)	
V.)	PCB 05-124
)	(UST Appeal)
ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY,)	
)	
Respondent.)	

HEARING OFFICER ORDER

On January 4, 2006, petitioner participated in a telephone status conference with the hearing officer. Respondent did not appear. Petitioner is still waiting for respondent's settlement letter. Petitioner agreed to file one additional 60-day waiver before setting this matter for hearing.

The parties are directed to participate in a telephone status conference with the hearing officer at 2:00 p.m. on February 2, 2006. The status conference shall be initiated by the petitioner.

The decision deadline is currently April 6, 2006.

IT IS SO ORDERED.

Carol Webb Hearing Officer Illinois Pollution Control Board 1021 North Grand Avenue East P.O. Box 19274 Springfield, Illinois 62794-9274 217/524-8509

Carol Webb

CERTIFICATE OF SERVICE

It is hereby certified that true copies of the foregoing order were mailed, first class, on November 29, 2005, to each of the persons on the attached service list.

It is hereby certified that a true copy of the foregoing order was hand delivered to the following on November 29, 2005:

Dorothy M. Gunn Illinois Pollution Control Board James R. Thompson Center 100 W. Randolph St., Ste. 11-500 Chicago, Illinois 60601

Carol Webb

Hearing Officer

Illinois Pollution Control Board 1021 North Grand Avenue East

Carol Webb

P.O. Box 19274

Springfield, Illinois 62794-9274

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PCB 2005-124 John J. Kim IEPA 1021 North Grand Avenue East P.O. Box 19276 Springfield, IL 62794-9276 PCB 2005-124 Ken Miller American Environmental Corp. 3700 W. Grand Ave., Suite A Springfield, IL 62707

PCB 2005-124 David L. Hatchett Hatchett & Hauck, LLP 111 Monument Circle Suite 301 Indianapolis, IN 46204-5124