ILLINOIS POLLUTION CONTROL BOARD March 14, 2006

| PEOPLE OF THE STATE OF ILLINOIS, |) | |
|----------------------------------|---|-------------------------------|
| |) | |
| Complainant, |) | |
| |) | |
| V. |) | PCB 04-106 |
| |) | (Enforcement – Cost Recovery) |
| THOMAS GRAY, |) | |
| |) | |
| Respondent. |) | |

HEARING OFFICER ORDER

On March 14, 2006, complainant participated in a telephone status conference with the hearing officer. Respondent did not appear. On February 15, 2006, complainant filed a motion for summary judgment. Respondent is not expected to file a response.

If needed, the hearing officer will set another status conference in this case after the Board rules on the motion for summary judgment.

IT IS SO ORDERED.

Carol Webb

Carol Webb

Hearing Officer

Illinois Pollution Control Board 1021 North Grand Avenue East P.O. Box 19274

Springfield, Illinois 62794-9274 217/524-8509

webbc@ipcb.state.il.us

CERTIFICATE OF SERVICE

It is hereby certified that true copies of the foregoing order were mailed, first class, on March 14, 2006, 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 March 14, 2006:

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

Carol Webb

1021 North Grand Avenue East

P.O. Box 19274

Springfield, Illinois 62794-9274

217/524-8509

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PCB 2004-106 Gerald T. Karr Office of the Attorney General 188 West Randolph, 20th Floor Chicago, IL 60601 PCB 2004-106 Keith I. Harley Chicago Legal Clinic 205 West Monroe Street, 4th Floor Chicago, Il 60606

PCB 2004-106 Thomas Gray 13163 East 2500 South Road Momence, IL 60954 PCB 2004-106 Steve Whyte 242 West 150th Street Harvey, IL 60426-2058

PCB 2004-106 Gladys Whyte 242 West 150th Street Harvey, IL 60426-2058 PCB 2004-106 Leona Childress 13493 East 6000 South Road Saint Anne, IL 60964-4571

PCB 2004-106 William McCoy 13493 East 6000 South Road Saint Anne, IL 60964-4571