

ILLINOIS POLLUTION CONTROL BOARD  
March 16, 2006

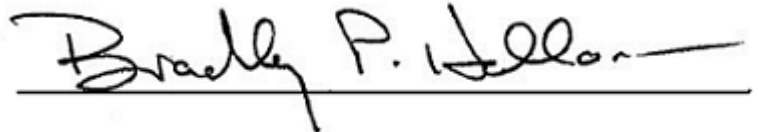
|                                     |   |                     |
|-------------------------------------|---|---------------------|
| PEOPLE OF THE STATE OF ILLINOIS,    | ) |                     |
|                                     | ) |                     |
| Complainant,                        | ) |                     |
|                                     | ) |                     |
| v.                                  | ) | PCB 02-186          |
|                                     | ) | (Enforcement - Air) |
| VAN MELLE U.S.A., INC., an Illinois | ) |                     |
| corporation,                        | ) |                     |
|                                     | ) |                     |
| Respondent.                         | ) |                     |

**HEARING OFFICER ORDER**

On March 16, 2006, all parties participated in a telephonic status conference with the hearing officer. The parties represented that it appears they have reached a settlement and a stipulation and proposal for settlement (stipulation) is being circulated for review and for signatures. Respondent is given to April 28, 2006, to replead its affirmative defense to *laches*, if needed, and the complainant is given to May 12, 2006, to answer respondent's affirmative defense number 2 not addressed in the Board order of March 4, 2004, if needed.

The parties are directed to participate in a telephonic status conference with the hearing officer on April 27, 2006, at 9:00 a.m. The status conference must be initiated by the complainant, but each party is nonetheless responsible for their own appearance. At the status conference, the parties must be prepared to discuss the status of the above-captioned matter and their readiness for hearing. If, however, a stipulation is filed prior to the next status conference, the conference will be cancelled without further order.

IT IS SO ORDERED.



Bradley P. Halloran  
Hearing Officer  
Illinois Pollution Control Board  
James R. Thompson Center, Suite

11-500

100 W. Randolph Street  
Chicago, Illinois 60601  
312.814.8917

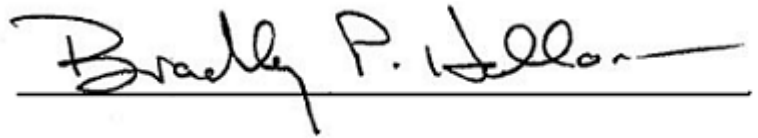


CERTIFICATE OF SERVICE

It is hereby certified that true copies of the foregoing order was mailed, first class, on March 16, 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 16, 2006:

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

A handwritten signature in black ink that reads "Bradley P. Halloran". The signature is written in a cursive style and is positioned above a solid horizontal line.

Bradley P. Halloran  
Hearing Officer  
Illinois Pollution Control Board  
James R. Thompson Center  
100 West Randolph Street, Suite 11-500  
Chicago, Illinois 60601  
312.814.8917

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Environmental Bureau  
188 West Randolph, 20th Floor  
Chicago, IL 60601