

ILLINOIS POLLUTION CONTROL BOARD

August 11, 2006

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STATE OF ILLINOIS
Pollution Control Board

IN THE MATTER OF:)
)
PROPOSED AMENDMENTS TO THE) R06-20
BOARD'S SPECIAL WASTE) (Rulemaking - Land)
REGULATIONS CONCERNING)
USED OIL, 35 ILL. ADM. CODE 808, 809)

HEARING OFFICER ORDER

At the second hearing in this matter held June 29, 2006, the Illinois Environmental Protection Agency (Agency) and NORA, the proponent of this rulemaking proposal, agreed to a deadline of Wednesday, August 9, 2006 for the filing of post-hearing comments.

On August 7, 2006, the Agency filed a motion for extension of time in which to file comments. In an order dated August 7, 2006, the hearing officer granted that motion and extended the deadline for filing post-hearing comments to Wednesday, August 16, 2006.

On August 11, 2006, counsel for NORA orally sought to extend by one or two weeks the August 16, 2006 deadline for filing post-hearing comments. Counsel for NORA has stated that counsel for the Agency does not oppose an extension of that duration. The hearing officer has contacted counsel for the Agency, who agrees that the Agency does not oppose such an extension.

NORA's oral motion to extend the deadline for the filing of post-hearing comments is granted. Whether from the Agency, NORA, or any other participant in this proceeding, those post-hearing comments are now due Friday, September 1, 2006. The "mailbox rule" at 35 Ill. Adm. Code 101.300(b)(2) does not apply to the filing of these post-hearing comments, and the Clerk must receive these documents on or before the close of business on September 1, 2006. Comments and other documents may be filed electronically through the Clerk's Office On-Line (COOL) from the Board's Web site at www.ipcb.state.il.us.

IT IS SO ORDERED.



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