ILLINOIS POLLUTION CONTROL BOARD September 7, 2006

INDIAN REFINING COMPANY,)	
Petitioner,)	
v.)	PCB 93-71
ILLINOIS ENVIRONMENTAL)	(RCRA Permit Appeal)
PROTECTION AGENCY,)	
Respondent.)	

HEARING OFFICER ORDER

On September 7, 2006, petitioner participated in a telephone status conference with the hearing officer. Respondent did not appear. The relevant hearing in Lawrence county circuit court has been pushed back until later this fall. The Illinois Attorney General hopes to finalize the revised consent decree later this month. When the consent decree is filed in circuit court, this appeal will be moot.

The parties are directed to participate in a telephone status conference with the hearing officer at 11:00 a.m. on December 4, 2006. The status conference shall be initiated by the petitioner.

Petitioner has filed an open waiver of the decision deadline in this matter.

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 webbc@ipcb.state.il.us

Carol Webb

CERTIFICATE OF SERVICE

It is hereby certified that true copies of the foregoing order were mailed, first class, on September 7, 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 September 7, 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 1021 North Grand Avenue East

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PCB 1993-071 Daniel P. Merriman IEPA 1021 North Grand Avenue East P.O. Box 19276 Springfield, IL 62794-9276 PCB 1993-071 Daniel T. Graham Funkhouser, Vegosen, Liebman & Dunn Ltd. 55 West Monroe Street Suite 2300 Chicago, IL 60603