ILLINOIS POLLUTION CONTROL BOARD September 8, 2006

GATEWAY FS, INC.,)	
)	
Petitioner,)	
)	
V.)	PCB 06-76
)	(UST Appeal)
ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY,)	
)	
Respondent.)	

HEARING OFFICER ORDER

On September 8, 2006, the parties participated in a telephone status conference with the hearing officer. This matter has been settled, and petitioner will file a motion to voluntarily dismiss within the next seven days. If the Board does not receive the motion, the hearing officer will contact petitioner for a status update.

The statutory decision deadline is currently December 7, 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

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 8, 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 8, 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

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PCB 2006-076 John J. Kim IEPA 1021 North Grand Avenue East P.O. Box 19276 Springfield, IL 62794-9276

PCB 2006-076 Robert E. Shaw Shaw & Martin 123 South 10th Street, Suite 302 P. O. Box 1789 Mt. Vernon, IL 62864 PCB 2006-076 Curtis W. Martin Shaw & Martin 123 South 10th Street, Suite 302 P. O. Box 1789 Mt. Vernon, IL 62864

PCB 2006-076 Greg Birchler Gateway FS, Inc. 3631 Old State Route 3 Red Bud, IL 62778