

ILLINOIS POLLUTION CONTROL BOARD
September 27, 2006

PEOPLE OF THE STATE OF ILLINOIS,)	
)	
Complainant,)	
)	
v.)	PCB 05-202
)	(Enforcement – Air)
PHOENIX FINISHING, INC., an Illinois)	
corporation,)	
)	
Respondent.)	

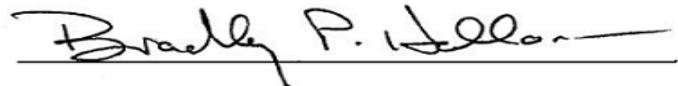
AMENDED HEARING OFFICER ORDER

On September 21, 2006, at 10:30 a.m., all parties participated in a telephonic status conference with the hearing officer. The complainant represented that a penalty demand has been forwarded to the respondent. The respondent represented that it is in the process of gathering and forwarding ability to pay documents, including tax returns. To that end, it was agreed that the respondent’s answer is now due to be filed on or before December 8, 2006.

At 4:17 p.m., on September 21, 2006, and after the September 21, 2006, hearing officer order had been mailed, counsel for the respondent electronically mailed the hearing officer requesting that the order include that even though the respondent is forwarding the ability to pay documents to the complainant, it makes no admission of liability. Counsel for the respondent represented that the complainant has no objection to this request.

The parties or their legal representatives are directed to participate in a telephonic status conference with the hearing officer on November 16, 2006, at 10:00 a.m. The telephonic status conference must be initiated by the complainant, but each party is nonetheless responsible for its 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.

IT IS SO ORDERED.



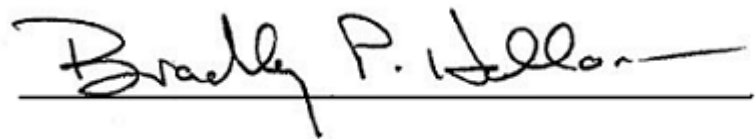
Bradley P. Halloran
Hearing Officer
Illinois Pollution Control Board
James R. Thompson Center, Suite 11-500
100 W. Randolph Street
Chicago, Illinois 60601
312.814.8917

CERTIFICATE OF SERVICE

It is hereby certified that true copies of the foregoing order were mailed, first class, on September 27, 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 27, 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

PCB 2005-202
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Office of the Attorney General
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Chicago, IL 60601

PCB 2005-202
Carey S. Rosemarin
Law Offices of Carey S. Rosemarin, P.C.
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Ste. 510
Northbrook, IL 60062

PCB 2005-202
Joel Aronson, Registered Agent
Phoenix Finishing, Inc.
1090 Industrial Drive
Bensenville, IL 60106