ILLINOIS POLLUTION CONTROL BOARD November 16, 2006

ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY,)	
)	
Complainant,)	
v.)	AC 07-16 (IEPA No. 253-06-AC)
DENNIS BALLINGER,)	(Administrative Citation)
Respondent.)	

HEARING OFFICER ORDER

On November 16, 2006, the parties participated in a telephone status conference with the hearing officer. The parties plan to stipulate to the facts of this case. Respondent will file a motion to dismiss or a motion for summary judgment by January 16, 2007. Complainant will respond by January 30, 2007. If the Board grants respondent's motion, the next status conference shall be cancelled with no further notice.

The parties are directed to participate in a telephone status conference with the hearing officer at 9:30 a.m. on May 7, 2007. The status conference shall be initiated by the complainant.

IT IS SO ORDERED.

Carol Wahh

Carol Webb

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

CERTIFICATE OF SERVICE

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

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

Carol Webb

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 AC 2007-016 Michelle M. Ryan IEPA 1021 North Grand Avenue East P.O. Box 19276 Springfield, IL 62794-9276 AC 2007-016 Claire A. Manning Brown, Hay & Stephens LLP 700 First Mercantile Bank Building 205 South Fifth St., P.O. Box 2459 Springfield, IL 62705-2459

AC 2007-016 Charles Y. Davis Brown, Hay & Stephens LLP 700 First Mercantile Bank Building 205 South Fifth St., P.O. Box 2459 Springfield, IL 62705-2459

AC 2007-016 Dennis Ballinger P. O. Box 1452 Decatur, IL 62525