

ILLINOIS POLLUTION CONTROL BOARD
January 11, 2007

GRAND PIER CENTER LLC and)	
AMERICAN INTERNATIONAL)	
SPECIALTY LINES INSURANCE CO., as)	
subrogee of GRAND PIER CENTER LLC,)	
)	
Complainants,)	
)	
v.)	PCB 05-157
)	(Citizens Enforcement –
Land))	
RIVER EAST LLC, CHICAGO DOCK)	
AND CANAL TRUST, CHICAGO DOCK)	
AND CANAL COMPANY, and TRONOX LLC,)	
)	
Respondents.)	

TRONOX LLC,)	
)	
Counter-Complainants,)	
)	
v.)	PCB 05-157
)	(Citizens Enforcement –
Land))	
GRAND PIER CENTER LLC, and)	
AMERICAN INTERNATIONAL)	
SPECIALTY LINES INSURANCE CO., as)	
subrogee of Grand Pier Center LLC,)	
)	
Counter-Respondents.)	

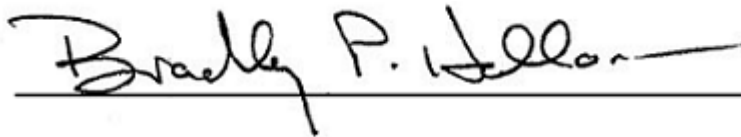
HEARING OFFICER ORDER

On January 11, 2007, a telephonic status conference was held. The parties or their respective legal representatives for River East LLC (River East), Chicago Dock and Canal Trust (Trust) and Chicago Dock and Canal Company (Company), failed to appear again. It is again noted that there have been no appearances filed on behalf of River East, Trust or Company. The non-appearing respondents are reminded that they will be subject to default if they fail to respond to the complaint by January 22, 2007, pursuant to the December 21, 2006, Board order.

The complainant and respondent Tronox L.L.C., represented that discovery is ongoing and that it is parallel to a related matter in the federal court. Anticipated rulings in the federal court may narrow the issues in the above-captioned matter.

The parties or their legal representatives are directed to participate in a telephonic status conference with the hearing officer on March 8, 2007, at 10:00 a.m. The 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. The parties are reminded that in an adjudicatory proceeding before the Board, like this enforcement matter, only individuals may represent themselves and appear *pro se*. Trusts, companies, and other legal entities must be represented by a licensed attorney. *See* 35 Ill. Adm. Code 101.400 (a) (2). Since River East, Trust, and Company are corporate respondents, they must be represented by an attorney who has filed an appearance with the Board. In other words, the 15 individuals being served consistent with this order may not participate in the status conference; the only appropriate participants are attorneys for complainants, Tronox, and any attorney who has filed an appearance on behalf of River East, Trust, and/or the Company. The complainant is reminded that it must file proof that the original complaint was properly served on the Company, so as to give the Board jurisdiction of this respondent.

IT IS SO ORDERED

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.

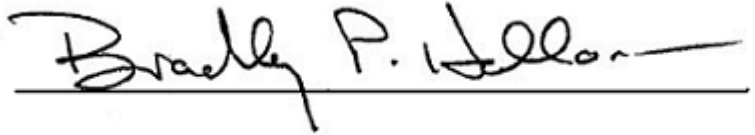
Bradley P. Halloran
Hearing Officer
Illinois Pollution Control Board
James R. Thompson Center
100 West Randolph Street, Suite 11-500
Chicago, Illinois 60601
312.814.8917

CERTIFICATE OF SERVICE

It is hereby certified that true copies of the foregoing order were mailed, first class, on January 11, 2007, 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 January 11, 2007:

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
100 W. Randolph Street, Suite 11-500
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