

ILLINOIS POLLUTION CONTROL BOARD
September 24, 2008

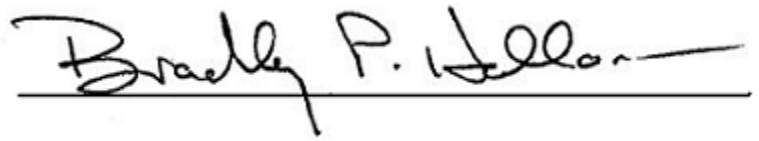
PEOPLE OF THE STATE OF ILLINOIS)	
)	
Complainant,)	
)	
v.)	PCB 08-17
)	(Enforcement – Water)
FELKER PHARMACY, INC., an Illinois)	
corporation, and ROD BENNETT)	
CONSTRUCTION, INC., an Illinois)	
corporation,)	
)	
Respondents.)	
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ROD BENNETT CONSTRUCTION, INC.,)	
)	
Third-Party Complainant,)	
)	
v.)	PCB 08-17
)	(Citizens Enforcement – Water)
MCCLELLAN BLAKEMORE)	(Third-Party Complainant)
ARCHITECTS, INC. and WENDLER)	
ENGINEERING SERVICES, INC.,)	
)	
Third-Party Respondents.)	

HEARING OFFICER ORDER

On September 23, 2008, a telephonic status conference was held. It was represented that a draft stipulation and proposal for settlement between the complainant and respondents, Felker Pharmacy, Inc. (Felker), and Rod Bennett Construction, Inc. (Bennett) is being circulated for review. It was also represented that settlement discussions continue with Bennett and the Third-Party respondents continue. By agreement, Felker's answer is now due to be filed on or before December 5, 2008.

The parties or their legal representatives are directed to appear at a telephonic status conference with the hearing officer on November 13, 2008, at 1:30 p.m. The telephonic conference must be initiated by the complainant, but each party is nonetheless responsible for its own appearance. At the conference the parties must be prepared to discuss the status of the above-captioned matter and their readiness for hearing. If, however, a stipulation is filed prior to the next status conference, the conference will be cancelled without further notice.

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.

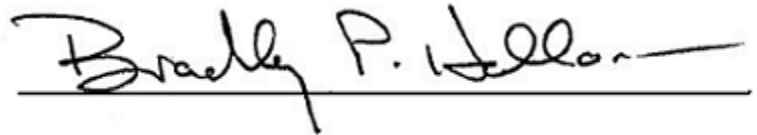
Bradley P. Halloran
Hearing Officer
Illinois Pollution Control Board
James R. Thompson Center, Suite 11-500
100 W. Randolph Street
Chicago, Illinois 60601
312.814.8917

CERTIFICATE OF SERVICE

It is hereby certified that true copies of the foregoing order were mailed, first class, on September 24, 2008 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 24, 2008:

John T. Therriault
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 2008-017
Stephen J. Sylvester
Office of the Attorney General
Environmental Bureau North
69 West Washington Street, Suite 1800
Chicago, IL 60602

PCB 2008-017
Thomas E. Felker
Felker Pharmacy, Inc.
415 Blackhawk Dr.
Byron, IL 61010

PCB 2008-017
Roderick Bennett
Rod Bennett Construction, Inc.
202 W. Third St
P. O. Box 370
Pecatonica, IL 61063

PCB 2008-017
James E. Meason
113 W. Main Street
Rockton, IL 61072-2416

PCB 2008-017
Eric D. Morrow
Smith Hahn Morrow & Floski, P.C.
129 South Fourth Street
P. O. Box 10
Oregon, IL 61061-0010

PCB 2008-017
Richard A. Baumann, Agent
Wendler Engineering Services, Inc.
698 Timber Creek Road
Dixon, IL 61021

PCB 2008-017
John D. Lanpher, Esq., Agent
McClellan Blakemore Architects, Inc.
2601 Reid Farm Road, Suite B
Rockford, IL 61114