## ILLINOIS POLLUTION CONTROL BOARD December 1, 2008

PEOPLE OF THE STATE OF ILLINOIS,	)	
Complainant,	)	
v.	)	PCB 07-70 (Enforcement - Water)
J.B. TIMMERMANN FARMS, LTD., an	)	(Emorcement - water)
Illinois incorporated cooperative,	)	
Respondent.	)	

## **HEARING OFFICER ORDER**

On November 24, 2008, the parties were scheduled to participate in a telephone status conference with the hearing officer. The hearing officer was unable to appear. Since the last status conference, respondent hired an attorney who filed an answer to the complaint along with affirmative defenses. On October 29, 2008, complainant moved to strike the affirmative defenses, and the Board has not yet ruled on the motion.

The parties are directed to participate in a telephone status conference with the hearing officer at 3:00 p.m. on January 6, 2009. The status conference shall be initiated by the complainant.

IT IS SO ORDERED.

Carol Webb

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 December 1, 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 December 1, 2008:

John T. Therriault 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

Carol Webb

1021 North Grand Avenue East P.O. Box 19274 Springfield, Illinois 62794-9274

217/524-8509

PCB 2007-070 Andrew J. Nicholas Office of the Attorney General Environmental Bureau 500 South Second Street Springfield, IL 62706 PCB 2007-070 David A. Oldfield, R.A. J. B. Timmermann Farms, Ltd. 11601 S. Germantown Road, Breese, IL 62230

PCB 2007-070 James R. Myers LeFevre Oldfield Myers Apke & Payne Law Group, Ltd. 303 S. Seventh St. P. O. Box 399 Vandalia, IL 62471