

## ILLINOIS POLLUTION CONTROL BOARD

March 5, 2009

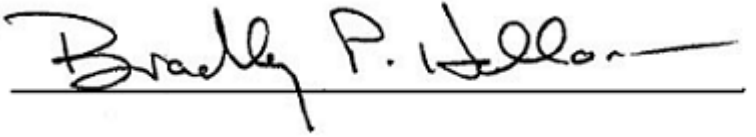
INTERMART, INC.,	)	
	)	
Petitioner,	)	
	)	
v.	)	PCB 09-34
	)	(UST Appeal)
ILLINOIS ENVIROMENTAL PROTECTION	)	
AGENCY,	)	
	)	
Respondent.	)	

**HEARING OFFICER ORDER**

On March 5, 2009, all parties participated in a telephonic status conference with the hearing officer. The parties represented that it appears a settlement has been achieved, however, discussions continue. If a settlement is achieved prior to the next status conference, the petitioner represented that it will file a motion to voluntarily dismiss the above-captioned appeal. By agreement, the record is now due to be filed on or before May 11, 2009. The petitioner represented that it will file an additional 60-day waiver of the statutory decision deadline.

The parties or their legal representatives are directed to participate in a telephonic status conference on April 14, 2009, at 1:00 p.m. The status conference must be initiated by the petitioner, 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. If, however, a motion to voluntarily dismiss the above-captioned matter is filed before the next status conference, the conference will be cancelled without further order.

IT IS SO ORDERED.



Bradley P. Halloran

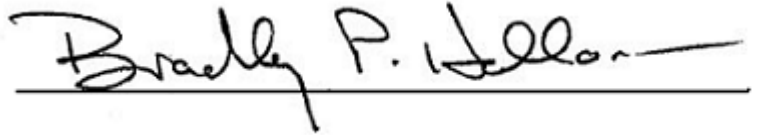
Bradley P. Halloran  
Hearing Officer  
Illinois Pollution Control Board  
James R. Thompson Center, Suite  
11-500  
100 W. Randolph Street  
Chicago, Illinois 60601  
312.814.8917

CERTIFICATE OF SERVICE

It is hereby certified that true copies of the foregoing order were mailed, first class, on March 5, 2009, 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 March 5, 2009:

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

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