

ILLINOIS POLLUTION CONTROL BOARD
May 28, 2009

S&D REALITY, INC.,)	
)	
Petitioner,)	
)	
v.)	PCB 09-33
)	(UST - Appeal)
ILLINOIS ENVIROMENTAL PROTECTION)	
AGENCY,)	
)	
Respondent.)	

HEARING OFFICER ORDER

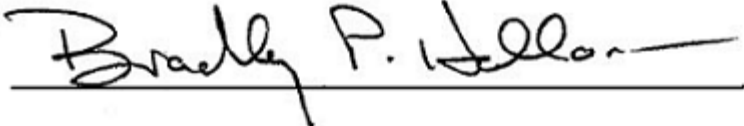
On May 27, 2009, all parties participated in a telephonic status conference with the hearing officer. The petitioner represented that it appears that the above-captioned matter may proceed to hearing. The petitioner, however, represented that it will file an additional 120-day waiver of the statutory decision deadline. The hearing date will be discussed at the next status conference.

The attorney for the respondent represented that he has yet to receive an appointment from the Illinois Attorney General's Office.

By agreement, the record in the above-captioned matter is now due to be filed on or before August 14, 2009.

The parties or their legal representatives are directed to participate in a telephonic status conference on July 30, 2009, at 11:00 a.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.

IT IS SO ORDERED.



Bradley P. Halloran

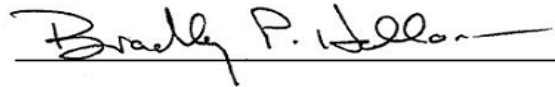
Bradley P. Halloran
Hearing Officer
Illinois Pollution Control Board
James R. Thompson Center, Suite
11-500
100 W. Randolph Street
Chicago, Illinois 60601
312.814.8917

CERTIFICATE OF SERVICE

It is hereby certified that true copies of the foregoing order were mailed, first class, on May 28, 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 May 28, 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, reading "Bradley P. Halloran", is written over a horizontal line.

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

PCB 2009-033
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PCB 2009-033
Samer Khatib
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PCB 2009-033
Mike Alel
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Worth, IL 60482