ILLINOIS POLLUTION CONTROL BOARD November 2, 2009

PEOPLE OF THE STATE OF ILLINOIS,)	
Complainant,))	
V.)	PCB 10-12
)	(Enforcement – Water)
HICKS OILS & HICKSGAS,)	
INCORPORATED, an Indiana corporation,)	
-)	
Respondents.)	

HEARING OFFICER ORDER

On November 2, 2009, the parties participated in a telephone status conference with the hearing officer. Respondent plans to file a timely response to complainant's motion to strike affirmative defenses. The parties continue to discuss the possibility of settlement, and are waiting to hear from IEPA regarding a proposed SEP.

The parties are directed to participate in a telephone status conference with the hearing officer at 10:00 a.m. on January 19, 2010. The status conference shall be initiated by the complainant.

IT IS SO ORDERED.

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 November 2, 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 November 2, 2009:

John T. Therriault Illinois Pollution Control Board James R. Thompson Center 100 W. Randolph St., Ste. 11-500 Chicago, Illinois 60601

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

PCB 2010-012 Michael J. Maher Swanson, Martin & Bell One IBM Plaza, 330 North Wabash Suite 3300 Chicago, IL 60611 PCB 2010-012 Michael D. Mankowski Office of the Attorney

General Environmental Bureau 500 South Second Street Springfield, IL 62706

PCB 2010-012 Elizabeth S. Harvey Swanson, Martin & Bell One IBM Plaza, 330 North Wabash Suite 3300 Chicago, IL 60611