

ILLINOIS POLLUTION CONTROL BOARD
May 6, 2010

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STATE OF ILLINOIS
Pollution Control Board

NORTH AURORA GAS STATION (F/N/A)
INTERMART, INC.),)
)
Petitioner,)
)
v.)
)
ILLINOIS ENVIRONMENTAL PROTECTON) PCB 10-35
AGENCY,) (UST Appeal)
)
Respondent.)

ORIGINAL

HEARING OFFICER ORDER

On May 5, 2010, the parties reported that it appears that they have reached a settlement in the above-captioned appeal. To that end, respondent stated that it will not be filing a reply to petitioner's response to the motion for summary judgment. The parties further stated that they will know for certain at the next status conference whether this matter will be settled and whether or not the respondent will proceed with the motion for summary judgment.

The parties or their legal representatives are directed to participate in a telephonic status conference with the hearing officer on May 20, 2010, at 2:00 p.m. The telephonic status conference must be initiated by the petitioners, 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.



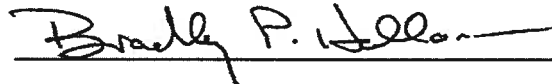
Bradley P. Halloran
Hearing Officer
Illinois Pollution Control Board
James R. Thompson Center, Suite 11-500
100 W. Randolph Street
Chicago, Illinois 60601
312.814.8917

CERTIFICATE OF SERVICE

It is hereby certified that true copies of the foregoing order were mailed, first class, on May 6, 2010, 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 6, 2010:

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
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