ILLINOIS POLLUTION CONTROL BOARD May 17, 2011

CLEAK'S OFFICE

MAY 1 7 2011

STATE OF ILLINOIS Pollution Control Board

| NIEBRUGGE OIL COMPANY |) | |
|------------------------|---|--------------|
| Petitioner, |) | |
| V. | | PCB 10-40 |
| |) | (UST Appeal) |
| ILLINOIS ENVIRONMENTAL |) | |
| PROTECTION AGENCY, |) | |
| |) | |
| Respondent. |) | |

HEARING OFFICER ORDER

On May 17, 2011, the parties participated in a telephone status conference with the hearing officer. The parties still hope to resolve this matter without hearing. Petitioner agreed to file a deadline waiver to November 17, 2011.

The parties are directed to participate in a telephone status conference with the hearing officer at 10:30 a.m. on July 19, 2011. The status conference shall be initiated by the petitioner.

The decision deadline is currently September 15, 2011.

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 May 17, 2011, to each of the persons on the service list BELOW.

It is hereby certified that a true copy of the foregoing order was hand delivered to the following on May 17, 2011:

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

anol 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

SERVICE LIST

PCB 2010-040 Patrick D. Shaw Mohan, Alewelt, Prillaman & Adami First of America Center 1 North Old State Capitol Plaza Suite 325 Springfield, IL 62701-1323 PCB 2010-040 William Ingersoll IEPA 1021 North Grand Avenue East P.O. Box 19276 Springfield, IL 62794-9276

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