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MAR 21 2013

STATE OF ILLINOIS
Pollution Control Board

ILLINOIS POLLUTION CONTROL BOARD
March 21, 2013

PRAIRIE RIVERS NETWORK and SIERRA)
CLUB,)
)
 Petitioners,)
)
 v.)
)
 ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY and PEABODY)
GATEWAY NORTH MINING LLC,)
)
 Respondents.)
)



ORIGINAL

PCB 13-21
(Third-Party NPDES Permit Appeal)

HEARING OFFICER ORDER

On March 21, 2013, the parties participated in a telephone status conference with the hearing officer. The issue was raised as to whether the parties could file a proposed settlement agreement with permit conditions. The parties are referred to the Board's order issued today in Phillips 66 Company (originally filed as ConocoPhillips) v. IEPA (PCB 12-101, March 21, 2013.) The Board does not accept stipulations relating to permit conditions. The parties may only close this docket by a motion to dismiss. An additional deadline waiver will be needed at the next status conference.

The parties are directed to participate in a telephone status conference with the hearing officer at 10:30 a.m. on April 22, 2013. The conference call-in number is (312) 795-3749, bridge 2, passcode 3572.

The decision deadline is August 22, 2013.

IT IS SO ORDERED.

Carol Webb

Carol Webb
Hearing Officer
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CERTIFICATE OF SERVICE

It is hereby certified that true copies of the foregoing order were mailed, first class, on March 21, 2013, 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 21, 2013:

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