

ILLINOIS POLLUTION CONTROL BOARD

August 15, 1996

RAYTHEON AIRCRAFT SERVICES,)	
)	
Petitioner,)	
)	
v.)	PCB 96-227
)	(UST - Appeal)
ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY,)	
)	
Respondent.)	

ORDER OF THE BOARD (by C.A. Manning):

On May 2, 1996 the Illinois Environmental Protection Agency (Agency) and Raytheon Aircraft Services (Raytheon) filed a joint notice of extension of the 35-day appeal period pursuant to Section 40 of the Environmental Protection Act, relating to an March 28, 1996 Agency final reimbursement determination. The Agency requested the extension "to June 26, 1996, or any other date not more than a total of 90 days from the date of the Agency's final determination".

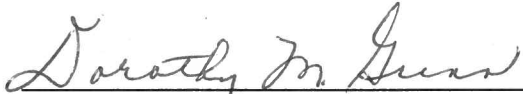
By order of May 16, 1996 the Board reserved docket PCB 96-227 for any petition which might be filed by Raytheon. The order stated "in the event that Raytheon fails to file an appeal on or before June 26, 1996 (the 90th day after March 28, 1996), the Board will dismiss the docket as unnecessary."

No petition has been filed. This matter is dismissed and the docket is closed as unnecessary.

IT IS SO ORDERED.

Section 41 of the Environmental Protection Act (415 ILCS 5/41 (1994)) provides for the appeal of final Board orders within 35 days of the date of service of this order. The Rules of the Supreme Court of Illinois establish filing requirements. (See also 35 Ill. Adm. Code 101.246 "Motions for Reconsideration".)

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above order was adopted on the 15th day of August, 1996, by a vote of 6-0.



 Dorothy M. Gunn, Clerk
 Illinois Pollution Control Board