ILLINOIS POLLUTION CONTROL BOARD
February 20, 1985

HEREELEY GRAIN COMPANY,	)	
	)	
Petitioner,	)	
	)	
v.	)	PCB 81-138
	)	
ILLINOIS ENVIRONMENTAL PROTECTION AGENCY,	)	
	)	
Respondent.	)	

ORDER OF THE BOARD (by B. Forcade):

On July 19, 1984, the Board, noting no activity in this case since March 30, 1983, ordered that hearing be scheduled within 30 days and held within 60 or be subject to dismissal. Hereley filed a motion for extension of time to hold hearing which was granted on August 22, 1984. The Board ordered that hearing be scheduled by September 15, 1984, and held within 30 days thereafter, or be subject to dismissal. The hearing officer scheduled hear ng for September 11, 1984, however, counsel for Hereley cance ed. Hereley did not reschedule a hearing in compliance wi the Board's order or move to continue the Board's hearing sched e. On October 15, 1984, Hereley filed an amended petition for riance. There has been no activity in this matter since this filing except for the periodic filing of waivers of the statutory decision deadline.

The Board's Order of August 22, 1984, has not been complied with despite the diligent efforts of the hearing officer. This matter, therefore, is dismissed.

IT IS SO ORDERED

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above Order was adopted on the 20th day of February, 1985, by a vote of 5-0.

Dorothy M. Gunn
Dorothy M. Gunn, Clerk
Illinois Pollution Control Board