ILLINOIS POLLUTION CONTROL BOARD January 24, 2006

| CITY OF FREEPORT, |) |
|------------------------|--------------------------|
| Petitioner, |) |
| V. |)) PCB 98-108 |
| |) (Permit Appeal - Land) |
| ILLINOIS ENVIRONMENTAL |) |
| PROTECTION AGENCY, |) |
| |) |
| Respondent. |) |

HEARING OFFICER ORDER

On January 24, 2006, the parties participated in a telephone status conference with the hearing officer. Respondent's attorney will consult with the technical unit to get the most recent permit language that applies to the groundwater monitoring provisions at issue in this case. Respondent will forward the language to petitioner, and if the parties agree that the language will resolve this appeal, the appeal will be dismissed.

The parties are directed to participate in a telephonic status conference with the hearing officer at 11:00 a.m. on March 28, 2006. The telephone status conference will be initiated by the petitioner.

Petitioner filed an open waiver of the decision deadline in this case.

IT IS SO ORDERED.

Carol Webb

Hearing Officer

Illinois Pollution Control Board 1021 North Grand Avenue East

Carol Webb

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 January 24, 2006, 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 January 24, 2006:

Dorothy M. Gunn Illinois Pollution Control Board James R. Thompson Center 100 W. Randolph St., Ste. 11-500 Chicago, Illinois 60601

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 PCB 1998-108 Hinshaw & Culbertson 100 Park Avenue P.O. Box 1389 Rockford, IL 61105-1389 PCB 1998-108 Hinshaw & Culbertson 100 Park Avenue P.O. Box 1389 Rockford, IL 61105-1389

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