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ILLINOIS POLLUTION CONTROL BOARD

August 7, 2006

STATE OF ILLINOIS
Pollution Control Board

IN THE MATTER OF:)	
)	
PROPOSED AMENDMENTS TO THE)	R06-20
BOARD'S SPECIAL WASTE)	(Rulemaking - Land)
REGULATIONS CONCERNING)	
USED OIL, 35 ILL. ADM. CODE 808, 809)	

HEARING OFFICER ORDER

At the second hearing in this matter held June 29, 2006, the Illinois Environmental Protection Agency (Agency) and NORA, the proponent of this rulemaking proposal, agreed to a deadline of Wednesday, August 9, 2006 for the filing of post-hearing comments.

On August 7, 2006, the Agency filed a motion for extension of time in which to file comments (Mot.). The Agency noted that the transcript of the second hearing did not become available for review until Friday, July 14, 2006. Mot. at 1-2. The Agency further noted that conflicting staff schedules have not provided it with sufficient time to draft post-hearing comments. Mot. at 2. Specifically, the Agency requests that the deadline for filing those comments be extended by one week to Wednesday, August 16, 2006. *Id.* Counsel for NORA has indicated to the hearing officer that counsel does not object to a reasonable extension of this filing deadline.

The Agency's motion to extend the deadline for the filing of post-hearing comments is granted. From the Agency, NORA, or any other participant in this proceeding, those post-hearing comments are now due Wednesday, August 16, 2006. The "mailbox rule" at 35 Ill. Adm. Code 101.300(b)(2) does not apply to the filing of these post-hearing comments, and the Clerk must receive these documents on or before the close of business on August 16, 2006. Comments and other documents may be filed electronically through the Clerk's Office On-Line (COOL) from the Board's Web site at www.ipcb.state.il.us.

IT IS SO ORDERED.



Timothy J. Fox
Hearing Officer
Illinois Pollution Control Board
100 W. Randolph St., Suite 11-500
Chicago, Illinois 60601
312-814-6085
foxt@ipcb.state.il.us