

ILLINOIS POLLUTION CONTROL BOARD
September 21, 2006

FREY ENTERPRISES, INC. (February 1, 2006 to April 15, 2006),)	
)	
)	
Petitioner,)	
)	
v.)	PCB 07-19
)	(UST Appeal)
ILLINOIS ENVIRONMENTAL PROTECTION AGENCY,)	(90-Day Extension)
)	
)	
Respondent.)	

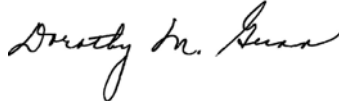
ORDER OF THE BOARD (by G.T. Girard):

On September 18, 2006, the parties timely filed a joint notice to extend the 35-day period within which Frey Enterprises, Inc. (Frey) may appeal an August 16, 2006 determination (received by Frey August 18, 2006) of the Illinois Environmental Protection Agency (Agency) concerning an application covering the time period February 1, 2006 to April 15, 2006. *See* 415 ILCS 5/40(a)(1) (2004); 35 Ill. Adm. Code 105.402, 105.406. The Agency denied payment of certain costs of corrective action for Frey's leaking underground petroleum storage tank facility located at 308 North Main, Dupo, St. Clair County.

The Board extends the appeal period until December 21, 2006, as the parties request. *See* 415 ILCS 5/40(a)(1) (2004); 35 Ill. Adm. Code 105.406. If Frey fails to file an appeal on or before that date, the Board will dismiss this case and close the docket.

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, certify that the Board adopted the above order on September 21, 2006, by a vote of 4-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board