

ILLINOIS POLLUTION CONTROL BOARD
January 26, 2007

LINCOLNSHIRE/STATE OIL S&S)	
PETROLEUM,)	
)	
Petitioner,)	
)	
v.)	PCB 07-11
)	(UST Appeal)
ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY,)	
)	
Respondent.)	

ORDER OF THE BOARD (by T.E. Johnson):

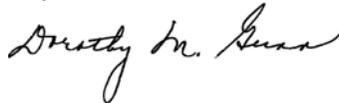
On August 16, 2006, Lincolnshire/State Oil S&S Petroleum (Lincolnshire) filed a petition asking the Board to review a July 10, 2006 determination of the Illinois Environmental Protection Agency (Agency). *See* 415 ILCS 5/40(a)(1) (2004); 35 Ill. Adm. Code 105.404. At issue is the Agency's rejection, in part, of an application for payment from the underground storage fund for corrective action performed at Lincolnshire's 399 Milwaukee Avenue, Lake County. The Board accepted the matter for hearing on September 7, 2006.

On January 16, 2007, Lincolnshire filed a motion to withdraw the petition for hearing. Lincolnshire asserts that it filed a revised application regarding the project and the Agency approved additional reimbursement. Mot. at 1. Lincolnshire does not desire to proceed with a hearing on the matter and will accept the reimbursement amounts approved by the Agency. *Id.* Accordingly, Lincolnshire asks to withdraw the petition. *Id.*

The motion is granted. The Board hereby dismisses the petition, and closes 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 January 26, 2007, by a vote of 4-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board