

ILLINOIS POLLUTION CONTROL BOARD  
November 20, 2008

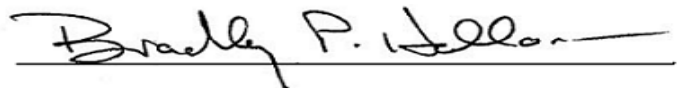
|                         |   |                       |
|-------------------------|---|-----------------------|
| KCBX TERMINALS COMPANY, | ) |                       |
|                         | ) |                       |
| Petitioner,             | ) |                       |
|                         | ) |                       |
| v.                      | ) |                       |
|                         | ) | PCB 08-103            |
| ILLINOIS ENVIRONMENTAL  | ) | (Permit Appeal – Air) |
| PROTECTON AGENCY,       | ) |                       |
|                         | ) |                       |
| Respondent.             | ) |                       |
|                         | ) |                       |

**HEARING OFFICER ORDER**

On November 20, 2008, a telephonic status conference was held. The respondent did not appear. The petitioner represented that it has received a revised construction permit from the Illinois Environmental protection Agency and is in the process of reviewing it. The petitioner represented that it will file an additional waiver of the statutory decision deadline, to and including May 21, 2009.

The parties or their legal representatives are directed to participate in a telephonic status conference with the hearing officer on January 8, 2009, at 11:30 a.m. The telephonic status conference must be initiated by the petitioner, but each party is nonetheless responsible for its own appearance. At the status conference, the parties must be prepared to discuss the status of the above-captioned matter and their readiness for hearing.

IT IS SO ORDERED.



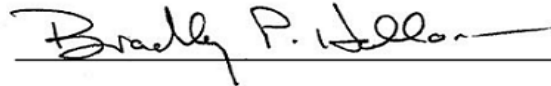
Bradley P. Halloran  
Hearing Officer  
Illinois Pollution Control Board  
James R. Thompson Center, Suite 11-500  
100 W. Randolph Street  
Chicago, Illinois 60601  
312.814.8917

CERTIFICATE OF SERVICE

It is hereby certified that true copies of the foregoing order were mailed, first class, on November 20, 2008, 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 November 20, 2008:

John T. Therriault  
Illinois Pollution Control Board  
James R. Thompson Center  
100 W. Randolph St., Ste. 11-500  
Chicago, Illinois 60601

A handwritten signature in black ink, reading "Bradley P. Halloran", is written over a horizontal line.

Bradley P. Halloran  
Hearing Officer  
Illinois Pollution Control Board  
James R. Thompson Center  
100 West Randolph Street, Suite 11-500  
Chicago, Illinois

PCB 2008-103  
IEPA  
1021 North Grand Avenue East  
P.O. Box 19276  
Springfield, IL 62794-9276

PCB 2008-103  
Katherine D. Hodge  
Hodge Dwyer Zeman  
3150 Roland Avenue  
Post Office Box 5776  
Springfield, IL 62705-5776

PCB 2008-103  
Lauren C. Lurkins  
Hodge Dwyer Zeman  
3150 Roland Avenue  
Post Office Box 5776  
Springfield, IL 62705-5776