

ILLINOIS POLLUTION CONTROL BOARD
June 17, 2009

PRIME LOCATION PROPERTIES, LLC.,)	
)	
Petitioner,)	
)	
v.)	PCB 09-67
)	(LUST Appeal)
ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY,)	
)	
Respondent.)	

HEARING REPORT

On June 17, 2009, a hearing in this matter was held at the Illinois Environmental Protection Agency in Springfield, Illinois. Attorney Patrick Shaw appeared on behalf of the petitioner. Attorney Tom Davis appeared on behalf of the respondent.

Witnesses

No witnesses testified during the hearing. Petitioner's attorney expected to call one witness, but he did not appear.

Exhibits

At the time of hearing, the administrative record had not been filed with the Board. Petitioner offered 8 exhibits as evidence at hearing. The parties believe that Exhibits 1, 2, 3, 4, 6, and 7 are part of the administrative record. Exhibit 8 is background information from respondent's website, and Exhibit 5 is a document from the Office of the State Fire Marshal. Respondent did not object to any of the exhibits.

Briefing Schedule

The expedited transcript is due by June 22, 2009. Petitioner's brief is due by 4:30 p.m. June 29, 2009 and respondent's brief is due by 4:30 p.m. on July 6, 2009. The mailbox rule will not apply, although the parties may file electronically, or if necessary, by fax with originals to follow. The public comment deadline is July 6, 2009.

IT IS SO ORDERED.

Carol Webb

Carol Webb
Hearing Officer
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CERTIFICATE OF SERVICE

It is hereby certified that true copies of the foregoing order were mailed, first class on June 17, 2009, 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 June 17, 2009:

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