

ILLINOIS POLLUTION CONTROL BOARD  
March 2, 2011

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MAR - 2 2011

STATE OF ILLINOIS  
Pollution Control Board

KCBX TERMINAL COMPANY, )  
)  
Petitioner, )  
)  
v. ) PCB 11-43  
) (Permit Appeal - Air)  
ILLINOIS ENVIRONMENTAL )  
PROTECTION AGENCY, )  
)  
Respondent. )

ORIGINAL

**HEARING OFFICER ORDER**

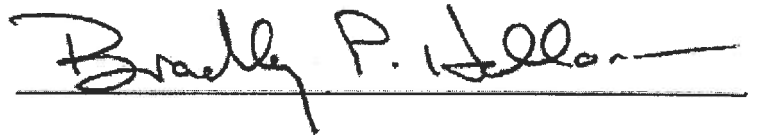
On March 1, 2011, all parties participated in a telephonic status conference with the hearing officer. The March 1, 2011, conference was continued from February 28, 2011. The petitioner requested that this above-captioned appeal be scheduled for hearing.

It was agreed that the hearing be scheduled for June 1, 2011. The time and location will be noted in a notice of hearing. All pre-hearing motions, including motions *in limine*, must be filed on or before May 2, 2011. Any responses are due to be filed on or before May 9, 2011. The parties stated that they will submit a proposed discovery schedule within the next 14 days. The petitioner stated that it will file a waiver of the statutory decision deadline to and including August 18, 2011.

Also discussed was respondent's motion for extension of time to file the record and its motion for extension of time to file a response to petitioner's motion to confirm automatic stay. Petitioner's written response to respondent's motions states that it has no objection to either of the motions. Respondent's motions for extensions of time are granted. Respondent must file the record in this matter on or before April 4, 2011. Respondent must file its response to petitioner's motion to confirm automatic stay on or before February 28, 2011.

The parties or their legal representatives are directed to appear at a telephonic status conference with the hearing officer on April 5, 2011, at 9:30 a.m. The telephonic status conference must be initiated by the complainant, but each party is nonetheless responsible for its own appearance. At the conference, the parties must be prepared to discuss the status of the above-captioned matter and their readiness for hearing.

IT IS SO ORDERED.



Handwritten signature of Bradley P. Halloran, underlined.

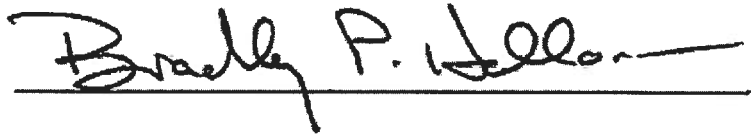
Bradley P. Halloran  
Hearing Officer  
Illinois Pollution Control Board  
James R. Thompson Center, Suite 11-500  
100 W. Randolph Street  
Chicago, Illinois 60601  
312.814.8917

CERTIFICATE OF SERVICE

It is hereby certified that true copies of the foregoing order were mailed, first class, on March 2, 2011, 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 March 2, 2011:

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 solid horizontal line.

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