

ILLINOIS POLLUTION CONTROL BOARD
May 25, 2011

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MAY 25 2011

STATE OF ILLINOIS
Pollution Control Board

KCBX TERMINAL COMPANY,)	
)	
Petitioner,)	
)	PCB 10-110
v.)	PCB 11-43
)	(Permit Appeal - Air)
ILLINOIS ENVIRONMENTAL)	(Consolidated)
PROTECTION AGENCY,)	
)	
Respondent.)	

ORIGINAL

HEARING OFFICER ORDER

On May 24, 2011, all parties participated in a telephonic pre-hearing conference with the hearing officer. The parties requested that the hearing scheduled for June 1 and 2, 2011, be cancelled while they have additional meetings in an attempt to resolve the above-captioned appeals without the necessity of a hearing.

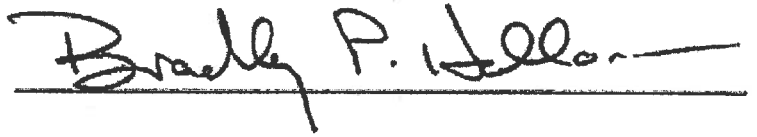
The parties subsequently filed a Joint Motion To Cancel hearing stating that they have scheduled settlement meetings for June 1 and 2, 2011. The parties state that the request to cancel the hearing "is not due to either party's lack of diligence, but instead, because of the parties' intention to engage in good faith settlement negotiations..." Motion at 2.

The parties' motion is granted and the hearing scheduled for June 1 and 2, 2011, is cancelled.

The pending motions directed at the hearing officer will be revisited on June 2, 2011, if need be.

The parties or their legal representatives are directed to appear at a telephonic status conference with the hearing officer on June 2, 2011, at 1:30 p.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.

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

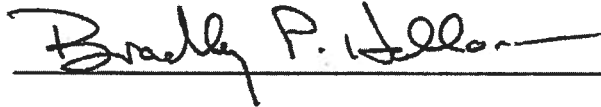
Bradley P. Halloran
Hearing Officer
Illinois Pollution Control Board
James R. Thompson Center, Suite 11-500
100 W. Randolph Street
Chicago, Illinois 60601
312.814.8917

CERTIFICATE OF SERVICE

It is hereby certified that true copies of the foregoing order were mailed, first class, on May 25, 2011, to each of the persons on the service list below.

It is hereby certified that a true copy of the foregoing order was hand delivered to the following on May 25, 2011:

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



Bradley P. Halloran
 Hearing Officer
 Illinois Pollution Control Board
 100 W. Randolph Street, Suite 11-500
 Chicago, Illinois 60601
 (312) 814-8917

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