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JUN - 9 2011

STATE OF ILLINOIS
Pollution Control Board

ILLINOIS POLLUTION CONTROL BOARD

June 9, 2011

KYLE NASH,)
)
Complainant,)
)
v.) PCB 07-97
) (Citizens Enforcement – Noise)
LOUIS JIMENEZ,)
)
Respondent.)

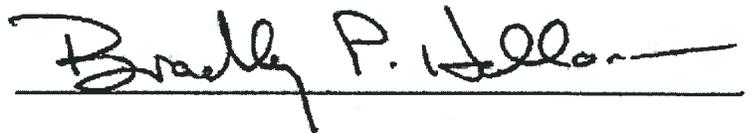
ORIGINAL

HEARING OFFICER ORDER

On June 9, 2011, all parties participated in a telephonic status conference with the hearing officer. During discussions on how to proceed in the above-captioned enforcement matter, whether proceeding by a stipulation and proposal for settlement or proceeding to hearing, complainant stated that "I do not feel you [hearing officer] are neutral". I stated that I will refer to the Board my recusal from this matter. I also suggested the complainant file a motion for my recusal before the Board on or before June 17, 2011. The respondent is to respond on or before July 1, 2011.

The parties or their legal representatives were directed to appear at a telephonic status conference with the hearing officer on August 11, 2011, at 12:00 p.m. Upon further reflection, that telephonic status conference is cancelled and the parties are to await the decision regarding recusal and reassessment by the Board.

IT IS SO ORDERED.



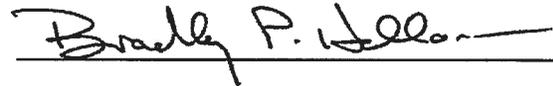
Bradley P. Halloran
Hearing Officer
Illinois Pollution Control Board
James R. Thompson Center, Suite 11-500
100 W. Randolph Street
Chicago, Illinois 60601
312.814.8917

CERTIFICATE OF SERVICE

It is hereby certified that true copies of the foregoing order were mailed, first class, on June 9, 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 June 9, 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
James R. Thompson Center
100 West Randolph Street, Suite 11-500
Chicago, Illinois

SERVICE LIST

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