

ILLINOIS POLLUTION CONTROL BOARD  
November 3, 2011

GARY SZCZEBLEWSKI,	)	
	)	
Petitioner,	)	
	)	
v.	)	PCB 12-15
	)	(UST Appeal)
OFFICE OF THE STATE FIRE	)	
MARSHAL,	)	
	)	
Respondent.	)	

ORDER OF THE BOARD (by C.K. Zalewski):

On July 18, 2011, Gary Szczeblewski (Szczeblewski) filed a petition (Pet.) asking the Board for a review and "re-determination for the grant application for removal of the tanks" by the Office of the State Fire Marshal (OSFM). The petition concerns a facility known as Sesser Sun Mart, 203 W. Franklin Ave., Sesser, Franklin County, Illinois. The petition variously mentions OSFM actions occurring in 2008 and 2009.

On July 29, 2011, the OSFM filed a motion to dismiss the petition as untimely filed. The OSFM filing suggests the petition concerns a June 7, 2010 OSFM determination.

By order of September 8, 2011, the Board directed Mr. Szczeblewski to file an amended petition. The order listed as deficiencies failure to meet various requirements of the Board's procedural rules at 35 Ill. Adm. Code 105.500 - 105.510, including but not limited to, proper naming of parties<sup>1</sup>, specification by date of the OSFM petition being appealed and inclusion of a copy of that decision, and grounds for appeal. *See* 35 Ill. Adm. Code 105.506. Moreover, the Board stated, the petition was not accompanied by the statutorily-required filing fee. *See* 35 Ill. Adm. Code 101.302(e)(2). The Board ordered Mr. Szczeblewski to file an amended petition curing the noted deficiencies on or before September 30, 2011, or this docket would be dismissed.

Mr. Szczeblewski has not filed an amended petition accompanied by the statutory filing fee as directed in the Board's September 8, 2011 order. Accordingly, the Board dismisses the petition and closes the docket.

IT IS SO ORDERED.

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<sup>1</sup> The caption of this order lists the parties correctly, which the petition showed in reverse order.

I, John Therriault, Assistant Clerk of the Illinois Pollution Control Board, certify that the Board adopted the above order on November 3, 2011 by a vote of 5-0.

A handwritten signature in black ink that reads "John T. Therriault". The signature is written in a cursive style with a long horizontal stroke at the end.

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John Therriault, Assistant Clerk  
Illinois Pollution Control Board