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OCT 18 2012

STATE OF ILLINOIS
Pollution Control Board

ILLINOIS POLLUTION CONTROL BOARD
October 18, 2012

MARTIN MAGGIO,)
)
 Petitioner,)
)
 v.)
)
 COUNTY OF WINNEBAGO, WINNEBAGO)
 COUNTY BOARD, and WINNEBAGO)
 LANDFILL COMPANY,)
)
 Respondents.)

PCB 13-10
(Third-Party Pollution Control Facility
Siting Appeal)

ORIGINAL
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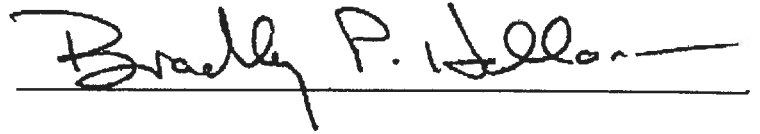
HEARING OFFICER ORDER

On October 17, 2012, all parties participated in a telephonic status conference. The parties stated that discovery is proceeding. Depositions are yet to be scheduled.

The petitioner surmised that the jurisdiction/notice issue in its appeal may be disposed of through cross-motions for summary judgment. Additionally, it appears that the petitioner has an unavoidable scheduling conflict for the month of December 2012, for purposes of a hearing. Winnebago Landfill Company may or may not waive the statutory decision date to March 7 or March 21, 2013, to accommodate petitioner. A decision will be made at the next telephonic status conference. If an additional waiver is not filed, a hearing date will be selected at the next status conference.

The parties or their legal representatives are directed to appear at a telephonic status conference with the hearing officer on October 29, 2012, at 11:30 a.m. The telephonic status conference must be initiated by the petitioner, but each party is nonetheless responsible for its own appearance. At the status 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 that reads "Bradley P. Halloran". The signature is written in a cursive style and is positioned above a solid horizontal line.

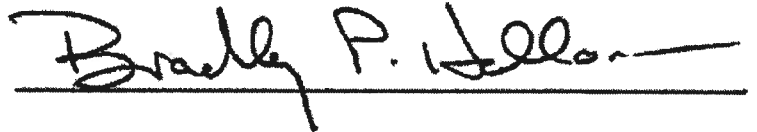
Bradley P. Halloran
Hearing Officer
Illinois Pollution Control Board
James R. Thompson Center, Suite 11-500
100 W. Randolph Street
Chicago, Illinois 60601
312.814.8917

CERTIFICATE OF SERVICE

It is hereby certified that true copies of the foregoing order were mailed, first class, on October 18, 2012, 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 October 18, 2012:

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
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