

RECEIVED
CLERK'S OFFICE

NOV - 5 2012

STATE OF ILLINOIS
Pollution Control Board

ILLINOIS POLLUTION CONTROL BOARD
November 5, 2012

E.R. 1, LLC, assignee of CASEYVILLE
SPORT CHOICE, LLC,

Complainant,

v.

ERMA I. SEIBER, ADMINISTRATRIX OF
THE ESTATE OF JAMES A. SEIBER,
DECEASED, ERMA I. SEIBER,
INDIVIDUALLY and FAIRMONT PARK,
INC.,

Respondents.

PCB 08-30

(Citizens Enforcement - Land)

ORIGINAL
RETURN TO CLERK'S OFFICE

HEARING OFFICER ORDER

On November 5, 2012, the parties participated in a telephone status conference with the hearing officer. The parties are making progress towards a potential settlement agreement. Respondent Erma Sieber is now deceased, and property in that estate may be sold to resolve the claim against the Siebers. Discussions continue with respondent Fairmont Park. Complainant's outstanding motion to compel will be discussed in the future pending the outcome of the settlement discussions.

The parties are directed to participate in a telephone status conference with the hearing officer at 10:00 a.m. on December 5, 2012. The conference call-in number is (800) 300-1596, passcode 3142592555.

IT IS SO ORDERED.

Carol Webb

Carol Webb
Hearing Officer
Illinois Pollution Control Board
1021 North Grand Avenue East
P.O. Box 19274
Springfield, Illinois 62794-9274
217/524-8509
webbc@ipcb.state.il.us

CERTIFICATE OF SERVICE

It is hereby certified that true copies of the foregoing order were mailed, first class, on November 5, 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 November 5, 2012:

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



Carol Webb
Hearing Officer
Illinois Pollution Control Board
1021 North Grand Avenue East
P.O. Box 19274
Springfield, Illinois 62794-9274
217/524-8509
webbc@ipcb.state.il.us

PCB 2008-030
 Penni S. Livingston
 Livingston Law Firm
 5701 Perrin Road
 Fairview Heights, IL 62208

PCB 2008-030
 Donald W. Urban
 Sprague and Urban
 26 East Washington Street
 Belleville, IL 62220

PCB 2008-030
 *
 Emma I. Seiber
 2070 Rattlesnake road
 Elkton, KY 42220

PCB 2008-030
 Nick M. San Diego
 Livingston Law Firm
 5701 Perrin Road
 Fairview Heights, IL 62208

PCB 2008-030
 Glen Heirlmeier
 Caseyville Sport Choice, LLC
 1905 Calle Los Caminchines
 Bakersfield, CA 93309

PCB 2008-030
 Charles E. Hamilton
 87 Oak Hill Drive
 P. O. Box 24240
 Belleville, IL 62223

PCB 2008-030
 John Nicholson
 The Nicholson Company
 1680 Dell Avenue
 Campbell, CA 95008

PCB 2008-030
 Michael Egan
 Caseyville Sport Choice, LLC
 11571 Splitrock Ct.
 Gold River, CA 95670

PCB 2008-030
 David J. Gerber
 Byron Gerber Petri & Kalb, LLC
 241 North main Street
 Edwardsville, IL 62025

PCB 2008-030
 Daniel Nester
 Bryan Cave LLP
 211 North Broadway, Suite 3600
 St. Louis, MO 63102

PCB 2008-030
 Steven J. Poplawski
 Bryan Cave LLP
 211 North Broadway, Suite 3600
 St. Louis, MO 63102

PCB 2008-030
 Christopher Blessing
 Bryan Cave LLP
 211 North Broadway, Suite 3600
 St. Louis, MO 63102