

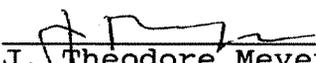
ILLINOIS POLLUTION CONTROL BOARD
October 19, 1995

BURWELL OIL SERVICES, INC.,)
d/b/a TOTAL G. B. OIL,)
)
Petitioner,)
)
v.) PCB 95-72
) (UST-Reimbursement)
ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
)
Respondent.)

DISSENTING OPINION (by J. Theodore Meyer):

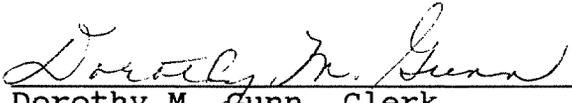
I dissent from the majority order in this matter to note that the Agency record was filed almost seven months late. Recently, several Agency records have been filed well past their respective deadlines, some being one or two years late, without any further explanation than "the press of Agency business". Although I appreciate that the Agency's current caseload places a strain on its resources, I believe it would be a simple task for the Agency to communicate within the 14-day deadline why the record must be late, and request an extension of time to file it.

For these reasons, I respectfully dissent.



J. Theodore Meyer
Board Member

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above dissenting opinion was filed on the 30th day of October, 1995.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board