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APR - 3 2014

STATE OF ILLINOIS  
Pollution Control Board

ILLINOIS POLLUTION CONTROL BOARD  
April 3, 2014

BNSF RAILWAY COMPANY, f/k/a THE )  
BURLINGTON NORTHERN AND SANTA )  
FE RAILWAY COMPANY, )

Complainant, )

v. )

INDIAN CREEK DEVELOPMENT )  
COMPANY, an Illinois partnership, )  
individually and as beneficiary under trust 3291 )  
of the Chicago Title and Trust company, dated )  
December 15, 1981 and the Chicago Title and )  
Trust Company, as trustee under trust 3291, )  
dated December 15, 1981, and JB )  
INDUSTRIES, INC., )

Respondents. )

PCB 14-81  
(Citizens Enforcement – Land)

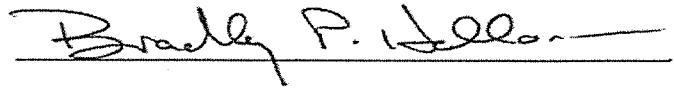
 ORIGINAL

**HEARING OFFICER ORDER**

On April 3, 2014, all parties participated in a telephonic status conference with the hearing officer. The respondents stated that they intend to timely file a motion to reconsider the Board's March 20, 2014 order denying the respondents motion to dismiss. The complainant stated that it will timely file a response.

The parties or their legal representatives are directed to participate in a telephonic status conference with the hearing officer on May 15, 2014, at 1:30 p.m. The telephonic status conference must be initiated by the complainant, but each party is nonetheless responsible for its own appearance. At the 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, reading "Bradley P. Halloran", is written over a horizontal line.

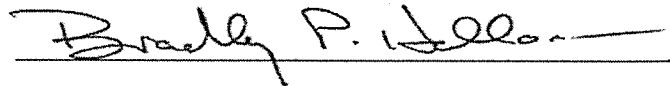
Bradley P. Halloran  
Hearing Officer  
Illinois Pollution Control Board  
James R. Thompson Center, Suite 11-500  
100 W. Randolph Street  
Chicago, Illinois 60601  
312.814.8917  
[Brad.Halloran@illinois.gov](mailto:Brad.Halloran@illinois.gov)

CERTIFICATE OF SERVICE

It is hereby certified that true copies of the foregoing order were mailed, first class, on April 3, 2014, 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 April 3, 2014:

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 horizontal line.

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

SERVICE LIST

PCB 2014-081  
Matthew E. Cohn  
Arnstein & Lehr  
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Suite 1200  
Chicago, IL 60606-3910

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Michael A. Jacobson  
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Sean M. Sullivan  
Daley Mohan Groble, P.C.  
55 W. Monroe  
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PCB 2014-081  
JB Industries, Inc.  
601 North Farnsworth Avenue  
Aurora, IL 60505

PCB 2014-081  
Indian Creek Development Company  
601 North Farnsworth Avenue  
Aurora, IL 60505