

SEP 10 2014

STATE OF ILLINOIS
Pollution Control Board

ILLINOIS POLLUTION CONTROL BOARD
September 10, 2014

PIASA MOTOR FUELS,)
)
Petitioner,)
)
v.) PCB 14-131
) (UST Appeal)
ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
)
Respondent.)



ORIGINAL

HEARING REPORT

On September 10, 2014, a hearing in this matter was held at the Illinois Pollution Control Board in Springfield, Illinois. Attorney William Ingersoll appeared on behalf of the petitioner. Attorney Scott Sievers appeared on behalf of the respondent.

Witnesses

The following witnesses testified during the hearing:

Mr. Joseph Truesdale
Mr. Brandon Hargrave
Mr. Karl Kaiser
Mr. Shane Thorpe

Exhibits

Petitioner moved to admit five exhibits at hearing. Respondent objected to Exhibits 1 and 5, but did not object to Exhibits 2, 3, and 4. Exhibits 1-4 were admitted, and petitioner withdrew its motion to admit Exhibit 5. Petitioner did not object to respondent's Exhibit 1, which was admitted. The exhibits are summarized at the end of this report. Additionally, respondent's unopposed motion to supplement the record, filed on September 9, 2014, was granted.

Briefing Schedule

Petitioner's brief is due by October 6, 2014; and respondent's brief is due by October 20, 2014. The mailbox rule will not apply, and briefs are due by 4:30 p.m. on the due date. The public comment deadline is September 24, 2014. .

IT IS SO ORDERED.

Carol Webb

Carol Webb
Hearing Officer
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Exhibit List

Exhibit	Description	Status
Petitioner's Exhibit #1	Resume of Joseph Truesdale	Admitted
Petitioner's Exhibit #2	45 Day Report dated July 2006	Admitted
Petitioner's Exhibit #3	45 Day Report dated September 2006	Admitted
Petitioner's Exhibit #4	Better copy of photographs on pages 50-54 of Petitioner's Exhibit #3	Admitted
Petitioner's Exhibit #5	Photograph of site excavation	Withdrawn by Petitioner
Respondent's Exhibit #1	35 Ill. Adm. Code 734.315	Admitted

CERTIFICATE OF SERVICE

It is hereby certified that true copies of the foregoing order were mailed, first class on September 10, 2014, to each of the persons on the service list below.

It is hereby certified that a true copy of the foregoing order was hand delivered to the following on September 10, 2014:

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



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