

ILLINOIS POLLUTION CONTROL BOARD  
April 10, 2024

1441 KINGSHIGHWAY, LLC,	)	
	)	
Petitioner,	)	
	)	
v.	)	PCB 24-32
	)	(UST Appeal)
ILLINOIS ENVIRONMENTAL	)	
PROTECTION AGENCY,	)	
	)	
Respondent.	)	

**HEARING REPORT**

On April 10, 2024, a hearing in this matter was held at the Illinois Pollution Control Board in Springfield, Illinois. Attorney Patrick Shaw appeared on behalf of the petitioner. Attorney Richard Kim appeared on behalf of the respondent.

**Witnesses**

The following witnesses testified during the hearing:

Mr. Goebel “Tod” Rowe  
Ms. Carol Rowe  
Mr. Robert Mileur  
Mr. Brian Bauer

**Exhibits**

Petitioner’s Exhibit 1 was admitted into the record. Respondent moved to admit several hearing exhibits that were already part of the administrative record. The exhibits, summarized at the end of this report, were used to facilitate testimony during the hearing. There was no objection to any of the exhibits. Exhibits must be filed electronically with the Board within five days pursuant to Section 101.627 of the Board’s procedural rules.

**Briefing Schedule**

Petitioner’s brief is due by May 1, 2024; respondent’s brief is due by May 15, 2024; and petitioner’s reply is due by May 20, 2024. The public comment deadline is April 24, 2024.

IT IS SO ORDERED.

Carol Webb

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Carol Webb  
Hearing Officer  
Illinois Pollution Control Board  
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**PCB 24-32**  
**April 10, 2024 Hearing**

**Exhibit List**

Exhibit	Description	Status
Petitioner's Exhibit 1	Resume of Goebel "Tod" Rowe	Admitted
Respondent's Exhibit 1	Site Map	Admitted
Respondent's Exhibit 2	West UST Cross View	Admitted
Respondent's Exhibit 3	Underground Storage Tank Removal Inspection Narrative	Admitted
Respondent's Exhibit 4	Digital Photographs	Admitted

CERTIFICATE OF SERVICE

It is hereby certified that true copies of the foregoing order were e-mailed on April 10, 2024, to each of the person on the service list below.

It is hereby certified that a true copy of the foregoing order was e-mailed to the following on April 10, 2024:

Don Brown  
Illinois Pollution Control Board  
60 E. Van Buren Street  
Suite 630  
Chicago, Illinois 60605



Carol Webb  
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SERVICE LIST

@ Consents to Electronic Service

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