

ILLINOIS POLLUTION CONTROL BOARD
May 10, 1990

CITIZENS UTILITIES COMPANY)	
OF ILLINOIS,)	
)	
Petitioner,)	
)	
v.)	PCB 88-151.
)	(Variance)
)	
ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY,)	
)	
Respondent.)	

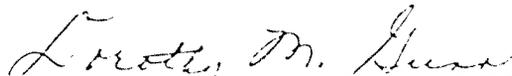
ORDER OF THE BOARD (by J. Anderson):

This matter comes before the Board upon a Motion for Extension of Time filed by the Illinois Environmental Protection Agency ("Agency") on April 30, 1990. In its motion, the Agency requested an extension of time, until May 18, 1990, to respond to a Motion for Reconsideration filed by Citizens Utilities Company of Illinois ("Citizens") on April 10, 1990. Citizens filed an Objection to the Agency's motion on May 1, 1990. In its objection, Citizens argued that the Agency's motion should be denied because the Agency failed to file its motion within 14 days from the filing of Citizens' Motion for Reconsideration, as is required by 35 Ill. Adm. Code 101.246. The Board notes that, pursuant to 35 Ill. Adm. Code 101.102(d), the Agency's filing was two days late. However, in this instance, the Board has determined to accept the Agency's motion because of its need to make a fully informed decision with regard to Citizens' Motion for Reconsideration. The Board, therefore, grants the Agency's motion for an extension of time to file its response and directs the Agency to file the response on or before May 18, 1990.

IT IS SO ORDERED.

Board Members J. Theodore Meyer and R. Flemel dissented.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above Order was adopted on the 10th day of May, 1990, by a vote of 5-3.



Dorothy M. Gunn, Clerk
Pollution Control Board