

ILLINOIS POLLUTION CONTROL BOARD
October 6, 1994

U.S. DEPARTMENT OF THE ARMY, (Rock Island Arsenal),)	
)	
Petitioners,)	
)	
v.)	PCB 92-216
)	(Permit Appeal)
ILLINOIS ENVIRONMENTAL PROTECTION AGENCY,)	
)	
Respondent.)	


ORDER OF THE BOARD (by C.A. Manning):

On January 19, 1993, the U.S. Department of the Army (Department), filed an amended petition for review of the Illinois Environmental Protection Agency's (Agency) denial of its Resource Conservation and Recovery Act (RCRA) Part B permit. The Department filed a waiver of the statutory decision deadline on January 26, 1993. The Department's most recent status report filed on July 14, 1994, stated that it was attempting to resolve the matter without proceeding to hearing and that upon Agency approval of a closure plan for the facility it would withdraw its permit appeal petition. Based on this status report, on July 21, 1994, the Board directed the parties to file individually or jointly an updated status report on or before September 9, 1994 if the Department's motion to withdraw this permit appeal was not received.

As of the date of this order, neither the motion to withdraw the permit appeal nor an updated status report has been filed in this matter. The parties are directed to file a status report on or before October 28, 1994. If no such status report is filed, this matter will be set for hearing or, alternatively, may be subject to dismissal for want of prosecution.

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above order was adopted on the 6th day of October, 1994, by a vote of 6-0.


Dorothy M. Gunn, Clerk
Illinois Pollution Control Board