

ILLINOIS POLLUTION CONTROL BOARD
May 5, 1994

ILLICO INDEPENDENT,
OIL COMPANY,

Petitioner,

v.

ILLINOIS ENVIRONMENTAL
PROTECTION AGENCY,

Respondent.

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PCB 94-107
(UST Fund)

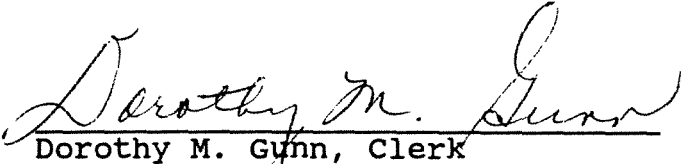
ORDER OF THE BOARD (by J. Theodore Meyer):

This matter is before the Board on an April 28, 1994 motion to file the record instanter, filed by the Illinois Environmental Protection Agency (Agency). This petition was filed with the Board on April 4, 1994, and the Agency states that it received notice of the petition on March 31, 1994. Pursuant to 35 Ill. Adm. Code 105.102(a)(4), the Agency record is to be filed with the Pollution Control Board within 14 days "upon notice of the petition". The record was therefore due to be filed on April 14, 1994. This motion and the record are 14 days late.

Because the Agency's record is necessary for the decision of this proceeding, the motion to allow filing of the Agency record instanter is hereby granted.

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 5th day of May, 1994, by a vote of 6-0.


Dorothy M. Gunn, Clerk
Illinois Pollution Control Board