

ILLINOIS POLLUTION CONTROL BOARD  
July 27, 1989

ABBOTT LABORATORIES, )  
 )  
 Petitioner, )  
 )  
 v. ) PCB 88-78  
 )  
 ILLINOIS ENVIRONMENTAL )  
 PROTECTION AGENCY, )  
 )  
 Respondent. )

ORDER OF THE BOARD (by J.D. Dumelle):

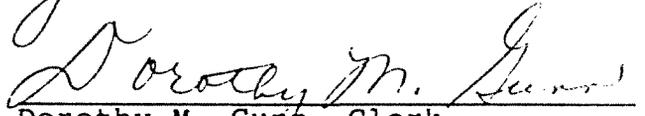
This matter comes before the Board upon a June 16, 1989 motion for extension of time for pre-hearing conference filed by the Illinois Environmental Protection Agency (Agency). The Agency requests that the Board grant the motion for a pre-hearing conference call no less than 30 days from the date of the Board order deciding the motion. In support of its motion, the Agency states, among other things, that it intends to propose a revision to the 35 Ill. Adm. Code 215.Subpart T pharmaceutical rules, but that it is awaiting information regarding the concerns of the United States Environmental Protection Agency (USEPA) before submitting its proposal. Also, the Agency notes that it is reviewing a large number of regulations pursuant to the requirements for a post-1987 Ozone State Implementation Plan; thus, it is not now in a position to state its time frame for such proposal.

On June 28, 1989, Abbott Laboratories (Abbott) responded to the Agency's motion. Abbott does not object to the motion, but offered certain comments with respect to it. Abbott notes that it has been, and remains, ready, willing and able to meet with the Agency to discuss any proposal the Agency may have. Further, it notes that none of the delay has been attributable to Abbott. Abbott is also concerned that the Agency has not filed a recommendation in this matter, and that its motion fails to specify a date by which such recommendation is to be filed.

The Board is aware of the circumstances involved in this proceeding and in the rulemaking R88-14. Thus, the Board hereby grants the Agency's motion. The Hearing Officer is directed to schedule a pre-hearing conference on or around October 1, 1989. Should the parties require additional time, they are free to file an appropriate motion with the Board.

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 27<sup>th</sup> day of July, 1989 by a vote of 6-0.

  
Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board