

ILLINOIS POLLUTION CONTROL BOARD

July 27, 2000

SUNBURST ENERGY, INC.,)	
)	
Petitioner,)	
)	
v.)	PCB 00-191
)	(UST - Reimbursement)
ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY,)	
)	
Respondent.)	

ORDER OF THE BOARD (by G.T. Girard):

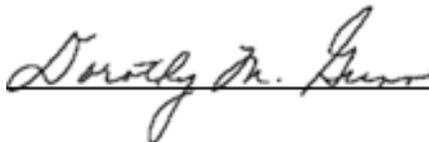
On May 15, 2000, the Illinois Environmental Protection Agency (Agency) and petitioner filed a request for extension of the 35-day appeal period pursuant to Section 40 of the Environmental Protection Act (Act) (415 ILCS 5/40(a)(1) (1998)), relating to an April 18, 2000 Agency determination. On July 17, 2000, the Board received petitioner's petition for review. The final determination concerns petitioner's site located in Vandalia, Fayette County, Illinois. The Board accepts this matter for hearing.

On July 10, 2000 petitioner filed a motion to allow an out-of-state attorney to appear *pro hac vice* on behalf of petitioner. Attorney Keith W. Turner, requests that he be allowed to appear before the Board on behalf of petitioner. Turner states that he is an attorney in good standing in the State of Mississippi. The Board grants the motion to appear *pro hac vice*.

The Board's rules require that the Agency file the entire Agency record of the request for reimbursement for certain corrective action costs within 14 days of notice of the petition. See 35 Ill. Adm. Code 105.102. Hearing must be scheduled and completed in a timely manner, pursuant to the applicable statutory decision deadline, or the decision deadline as extended by a waiver. See 35 Ill. Adm. Code 101.105.

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 27th day of July 2000 by a vote of 6-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board