

ILLINOIS POLLUTION CONTROL BOARD
April 19, 2001

THE PREMCOR REFINING GROUP, INC.,))	
Petitioner,))	
v.))	PCB 01-116
ILLINOIS ENVIRONMENTAL))	(UST – Appeal)
PROTECTION AGENCY,))	
Respondent.))	

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

On March 1, 2001, the Board granted the petitioner an extension of the time period for filing an appeal of a denial of high priority action plan and budget until May 15, 2001.¹ On April 11, 2001, the petitioner filed an appeal.

This petition is deficient in two respects. First, the petitioner failed to include proof of service of the petition for review on the respondent. See 35 Ill. Adm. Code 101.304(d) (2001). Next, this petition appears to have been filed by a company employee. Section 101.400(a)(2) provides any person other than individuals must appear through an attorney-at-law. See 35 Ill. Adm. Code 101.400(a)(2) (2001). The petitioner failed to include an appearance.

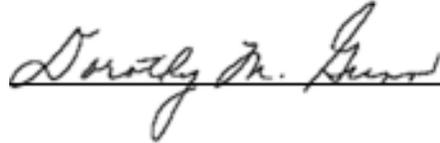
Accordingly, the petitioner must file an amended petition showing proof of service on Agency and an appearance by an attorney.

If an amended petition curing these deficiencies is not filed within 35 days of the date of this order, that is on or before May 24, 2001, this petition will be subject to dismissal.

IT IS SO ORDERED.

¹ Based on the Agency's February 20, 2001 filing, the petitioner was incorrectly identified as "Permacor" in the March 1, 2001 order. The caption in today's order correctly names petitioner.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above order was adopted on the 19th day of April 2001 by a vote of 6-0.

A handwritten signature in cursive script, reading "Dorothy M. Gunn", is written over a horizontal line.

Dorothy M. Gunn, Clerk
Illinois Pollution Control Board