

ILLINOIS POLLUTION CONTROL BOARD
September 19, 2002

WARECO SERVICE, INC.,)	
)	
Petitioner,)	
)	
v.)	PCB 02-189
)	(UST Fund)
ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY,)	
)	
Respondent.)	

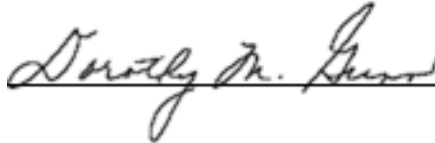
ORDER OF THE BOARD (by T.E. Johnson):

On July 26, 2002, Wareco Service, Inc. (Wareco) filed a petition asking the Board to review a March 20, 2002 determination of the Illinois Environmental Protection Agency (Agency). The Agency decision denied a portion of Wareco's request for reimbursement from the Underground Storage Tank Fund regarding Wareco's site at 1309 Grand Avenue, Galesburg, Knox County.

On August 29, 2002, Wareco filed a motion to voluntarily dismiss this matter. To date, the Agency has not filed a response to the motion. Pursuant to Section 101.500(d) of the Board's procedural rules, if no response to a motion is filed within 14 days after service, the party will be deemed to have waived objection. *See* 35 Ill. Adm. Code 101.500(d). Wareco's motion to dismiss is granted, and the docket is closed.

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, certify that the Board adopted the above order on September 19, 2002, by a vote of 7-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board