

ILLINOIS POLLUTION CONTROL BOARD  
May 1, 2003

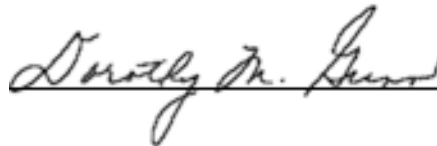
EARL'S MARATHON,	)	
	)	
Petitioner,	)	
	)	
v.	)	PCB 03-200
	)	(UST Appeal)
ILLINOIS ENVIRONMENTAL	)	(90-Day Extension)
PROTECTION AGENCY,	)	
	)	
Respondent.	)	

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

On April 24, 2003, the parties timely filed a joint notice to extend the 35-day period within which Earl's Marathon may appeal a March 11, 2003 determination of the Illinois Environmental Protection Agency (Agency). *See* 415 ILCS 5/40(a)(1) (2002); 35 Ill. Adm. Code 105.402, 105.406. Because the postmark date of the joint request is within the time for filing, the joint request was timely filed. 35 Ill. Adm. Code 101.300(b)(2), 105.404. At issue is the Agency approval of reimbursement of corrective action costs, with deductions, for Earl's Marathon's leaking underground petroleum storage tank facility located at 8702 South Roberts Road, Hickory Hills, Cook County. The Board extends the appeal period until July 21, 2003, which is the first business day after the date the parties request. *See* 415 ILCS 5/40(a)(1) (2002); 35 Ill. Adm. Code 105.406. If Earl's Marathon fails to file an appeal on or before that date, the Board will dismiss this case and close the docket.

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, certify that the Board adopted the above order on May 1, 2003, by a vote of 7-0.



Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board