

ILLINOIS POLLUTION CONTROL BOARD
March 6, 2003

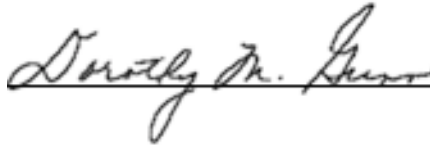
KELLER OIL (July 1, 2001 – March 31, 2002),	)	
	)	
	)	
Petitioner,	)	
	)	PCB 03-131
v.	)	(UST Fund)
	)	(90-Day Extension)
ILLINOIS ENVIRONMENTAL	)	
PROTECTION AGENCY,	)	
	)	
Respondent.	)	

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

On February 24, 2003, the parties placed in the U.S. mail a joint request to extend the 35-day period within which Keller Oil may appeal a January 17, 2003 determination of the Illinois Environmental Protection Agency (Agency). See 415 ILCS 5/40(a)(1) (2002); 35 Ill. Adm. Code 105.206(c), 105.208(a), (c). Keller Oil was served the Agency's determination on January 18, 2003. Because the joint request's postmark date is within the filing period following Keller Oil's receipt of the Agency decision, the petition is timely filed. See 35 Ill. Adm. Code 101.300(a), 101.300(b)(2), 105.404. The Agency issued a reimbursement from the Underground Storage Tank Fund in the amount of \$48,657.36. Keller Oil requested \$47,964.30. This matter regards Keller Oil's leaking underground storage tank site at 419 West Lincoln in Charleston, Coles County. The Board extends the appeal period until May 23, 2003, as the parties request. See 415 ILCS 5/40(a)(1) (2002); 35 Ill. Adm. Code 105.208(a). If Keller Oil 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 March 6, 2003, by a vote of 6-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board