

ILLINOIS POLLUTION CONTROL BOARD  
February 15, 1996

CARL AND EDNA BALL, d/b/a	)	
C & E RECYCLING AND RESOURCE	)	
RECOVERY,	)	
	)	
Petitioners,	)	
	)	
v.	)	PCB 95-182
	)	(Permit Appeal-Land)
ILLINOIS ENVIRONMENTAL	)	
PROTECTION AGENCY,	)	
	)	
Respondent.	)	

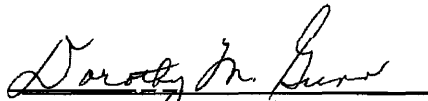
ORDER OF THE BOARD (by G. T. Girard):

This matter is before the Board on a motion for extension of time and stay of proceedings filed on February 9, 1996. Petitioners had previously been granted a stay until February 7, 1996, to allow the parties time in which to resolve a related circuit court matter. (County of Coles v. Carl and Edna Ball, d/b/a C & E Recycling & Resource Recovery, No. 95-MR-48.) The circuit court matter is still pending although a ruling has been made from the bench and the parties are drafting a final and appealable order. The ruling from the bench permanently enjoined petitioners from pursuing this permit appeal. Therefore, the parties ask that this matter be stayed until April 15, 1996, with briefs being filed April 16, 1996. Petitioners note that should the petitioners decide not to appeal the circuit court ruling, the petitioners will file a motion to dismiss this proceeding. Petitioners have attached a waiver of decision deadline to May 16, 1996.

The Board will grant the stay until April 15, 1996 with briefs to be filed on April 16, 1996.

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 15<sup>th</sup> day of February, 1996, by a vote of 7-0.

  
Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board