

ILLINOIS POLLUTION CONTROL BOARD
April 27, 1989

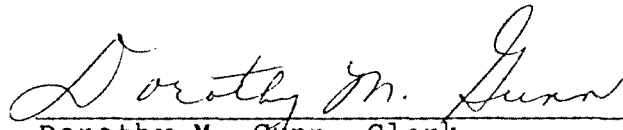
OLD BEN COAL COMPANY,)
)
 Petitioner,)
)
 v.) PCB 89-42
)
 ILLINOIS ENVIRONMENTAL)
 PROTECTION AGENCY,)
)
 Respondent.)

ORDER OF THE BOARD (by J. Marlin):

By Order of March 9, 1989, the Board noted that the statutory filing fee did not accompany this petition, and directed payment of the fee upon pain of dismissal. The Board received the filing fee on April 20, 1989. Accordingly, the statutory time periods for action required of the Illinois Environmental Protection Agency and the Board begin running on April 20, 1989, as specified in the Board's prior Order. (The Board notes that by an April 3 "motion" Old Ben has waived the Board's decision period to September 1, 1989.)

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 27th day of April, 1989, by a vote of 7-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board