

ILLINOIS POLLUTION CONTROL BOARD
January 4, 1996

GILBERT & BENNETT)	
MANUFACTURING CO.,)	
)	
Petitioner,)	
)	
v.)	PCB 96-89
)	(Permit-Appeal Ninety-Day
)	Extension)
ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY,)	
)	
Respondent.)	

ORDER OF THE BOARD (C.A. Manning):

On October 27, 1995, the Illinois Environmental Protection Agency (Agency) and Gilbert & Bennett Manufacturing Co., filed a notice of extension of the 35-day appeal period pursuant to Section 40 of the Act, relating to a September 28, 1995 Agency final determination.

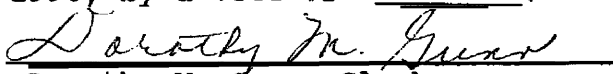
By order of November 2, 1995, the Board reserved Docket PCB 96-89 for any petition which might be filed by Gilbert & Bennett. The order stated "in the event that Gilbert & Bennett fails to file an appeal on or before December 27, 1995 (the 90th day after September 28, 1995), the Board will dismiss the docket as unnecessary".

No petition has been filed. This matter is dismissed and the docket is closed as unnecessary.

IT IS SO ORDERED.

Board Member M. McFawn abstained.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above order was adopted on the 7th day of January, 1996, by a vote of 6-0.


Dorothy M. Gunn, Clerk
Illinois Pollution Control Board