

ILLINOIS POLLUTION CONTROL BOARD
August 24, 2000

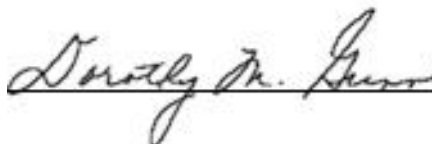
K.B. OIL COMPANY (UNION 76),)
)
 Petitioner,)
)
 v.) PCB 99-150
) (UST - FRD)
 ILLINOIS ENVIRONMENTAL PROTECTION AGENCY,)
)
 Respondent.)
)

ORDER OF THE BOARD (by M. McFawn):

Pursuant to a motion to dismiss by the complainant, the Board dismisses this matter and closes the docket. The Board notes that on the first page of the filing, complainant requests dismissal with prejudice, while on the second page he requests dismissal without prejudice. As a practical matter, following this dismissal the instant appeal cannot be reinstated at a later date, since any appeal must be filed within 35 days of the date of the Agency decision.

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 24th day of August 2000 by a vote of 7-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board