

ILLINOIS POLLUTION CONTROL BOARD
May 7, 1998

DONALD HOING, d/b/a DON'S SERVICE,)	
)	
)	
Petitioner,)	
)	
v.)	PCB 98-146
)	(UST - Eligibility)
OFFICE OF THE STATE FIRE MARSHAL,)	
)	
)	
Respondent.)	

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

On April 23, 1998, Donald Hoing, d/b/a Don's Service, (petitioner) filed a petition for review of an Office of the State Fire Marshal (OSFM) final determination regarding eligibility for reimbursement from the Underground Storage Tank Fund. The OSFM issued a final reimbursement decision on March 12, 1998. The final determination concerns petitioner's site located at 225 Buchanan Street, Carthage, Hancock County, Illinois. This matter is accepted for hearing.

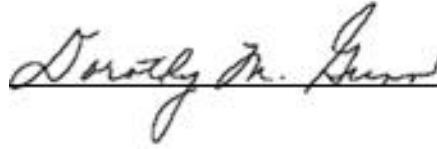
The hearing must be scheduled and completed in a timely manner. The Board will assign a hearing officer to conduct hearings consistent with this order, and the Clerk of the Board shall promptly issue appropriate directions to that assigned hearing officer.

The assigned hearing officer shall inform the Clerk of the Board of the time and location of the hearing at least 30 days in advance of the hearing so that a 21-day public notice of hearing may be published. After hearing, the hearing officer shall submit an exhibit list, a statement regarding credibility of witnesses, and all actual exhibits to the Board within five days of the hearing.

If after appropriate consultation with the parties, the parties fail to provide an acceptable hearing date or if after an attempt the hearing officer is unable to consult with the parties, the hearing officer shall unilaterally set a hearing date in conformance with the schedule above. The hearing officer and the parties are encouraged to expedite this proceeding as much as possible.

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 7th day of May 1998 by a vote of 7-0.

A handwritten signature in cursive script, reading "Dorothy M. Gunn", written over a horizontal line.

Dorothy M. Gunn, Clerk
Illinois Pollution Control Board