

ILLINOIS POLLUTION CONTROL BOARD
June 22, 2004

JOE'S MOBIL,)	
)	
Petitioner,)	
)	
v.)	PCB 04-157
)	(UST Appeal)
ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY,)	
)	
Respondent.)	

HEARING OFFICER ORDER

On June 22, 2004, the parties participated in a telephone status conference with the hearing officer. Petitioner rejected respondent's settlement offer. Petitioner cannot determine whether it will propose a counteroffer or proceed to hearing until it has a chance to review the administrative record. Within the next two weeks, petitioner plans to file a motion to compel the administrative record and request sanctions.

Respondent was previously directed to file the administrative record by June 11, 2004. This case is one of a larger group of cases brought by the same environmental consultant. Respondent asserts that it is not possible to file all of these records within a short period of time. Respondent's response to petitioner's motion to compel will provide further explanation, and set forth a timetable for completion of the administrative records for this group of cases.

The parties are directed to participate in a telephone status conference with the hearing officer at 10:00 a.m. on July 7, 2004. The status conference shall be initiated by the petitioner. At the status conference, the parties must be prepared to discuss the status of the above-captioned matter.

Petitioner filed an open waiver of the statutory decision.

IT IS SO ORDERED.

Carol Sudman

Carol Sudman
Hearing Officer
Illinois Pollution Control Board
1021 North Grand Avenue East
P.O. Box 19274
Springfield, Illinois 62794-9274
217/524-8509
sudmanc@ipcb.state.il.us