

ILLINOIS POLLUTION CONTROL BOARD
May 19, 2005

ROSINGOL MARATHON,)	
)	
Petitioner,)	
)	
v.)	PCB 05-194
)	(UST Appeal)
ILLINOIS ENVIRONMENTAL)	(90-Day Extension)
PROTECTION AGENCY,)	
)	
Respondent.)	

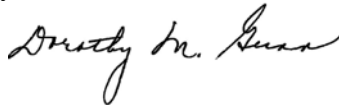
ORDER OF THE BOARD (by J.P. Novak):

On May 10, 2005, the parties timely filed a joint notice to extend the 35-day period within which Rosingol Marathon may appeal a March 31, 2005 determination of the Illinois Environmental Protection Agency (Agency). *See* 415 ILCS 5/40(a)(1) (2002); 35 Ill. Adm. Code 105.402, 105.406. Because the postmark date of the joint request is within the time for filing, the joint request was timely filed. 35 Ill. Adm. Code 101.300(b)(2), 105.404. The Agency rejected the high priority corrective action completion report for Rosingol Marathon's leaking underground petroleum storage tank facility located at 902 Market Street, Mount Carmel, Wabash County.

The Board extends the appeal period until August 4, 2005, as the parties request. *See* 415 ILCS 5/40(a)(1) (2002); 35 Ill. Adm. Code 105.406. If Rosingol Marathon fails to file an appeal on or before that date, the Board will dismiss this case and close the docket.

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, certify that the Board adopted the above order on May 19, 2005, by a vote of 5-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board