

ILLINOIS POLLUTION CONTROL BOARD  
December 20, 1995

KEAN OIL COMPANY, )  
 )  
 Petitioner, )  
 )  
 v. ) PCB 96-88  
 ) (UST Appeal Ninety-  
 ) Day Extension)  
 )  
 ILLINOIS ENVIRONMENTAL )  
 PROTECTION AGENCY, )  
 )  
 Respondent. )

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

On October 23, 1995, the Illinois Environmental Protection Agency (Agency) and Kean Oil Company (Kean) filed a notice of extension of the 35-day appeal period pursuant to Section 40 of the Act, relating to a September 11, 1995, Agency final reimbursement decision. The Agency requested the extension "to December 10, 1995, or any other date not more than a total of 90 days from the date of the Agency's final determination".

By order of November 2, the Board reserved Docket PCB 96-88 for any petition which might be filed by Kean. The order stated "In the event that Kean fails to file an appeal on or before December 11, 1995 (the 90th day after September 10, 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.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above order was adopted on the 20<sup>th</sup> day of December, 1995, by a vote of 7-0.

Dorothy M. Gunn  
Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board