

ILLINOIS POLLUTION CONTROL BOARD
December 17, 1992

SAFETY-KLEEN CORP.,)	
)	
Petitioner,)	
)	
v.)	PCB 91-134
)	(Permit Appeal)
ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY,)	
)	
Respondent.)	


ORDER OF THE BOARD (by J. C. Marlin):

This petition was filed with the Board on August 5, 1991. On October 19, 1992, a hearing was held in this matter. The Illinois Environmental Protection Agency (Agency) was not present at hearing. At hearing, the attorney for Safety-Kleen stated that the parties anticipated resolving this appeal and moving the Board to dismiss this action before the first brief was due. According to the briefing schedule set by the Hearing Officer in this matter, the petitioners brief was due on November 18, 1992, the respondent's brief is due December 18, 1992, and the petitioner's reply brief is due January 2, 1993. No filings have been received by the Board as of today. Additionally, the Board notes that the parties have not filed a motion for extension of time.

In light of the fact that the Board has received no explanation for the delay in this case from the parties, the Board directs the parties to file a status report on or before December 31, 1992. Failure to file will render this proceeding subject to dismissal for want of prosecution.

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 17th day of December, 1992, by a vote of 7-0.


Dorothy M. Gunn, Clerk
Illinois Pollution Control Board

0138-0051