

ILLINOIS POLLUTION CONTROL BOARD  
December 2, 1993

DOUGLAS FURNITURE OF CALIFORNIA, )  
INC., )  
 )  
Petitioner, )  
 )  
v. ) PCB 92-205  
 ) (Permit Appeal)  
ILLINOIS ENVIRONMENTAL )  
PROTECTION AGENCY, )  
 )  
Respondent. )

ORDER OF THE BOARD (by R.C. Flemal):

On November 24, 1993 the parties filed a joint status report and motion to continue<sup>1</sup> this petition for review of the Illinois Environmental Protection Agency's denial of an air pollution permit. The parties state that on November 4, 1993 the Board granted Douglas Furniture of California, Inc. an adjusted standard from the air pollution control requirement provided at 35 Ill. Adm. Code 218.204. Based upon the Board's granting of the adjusted standard in that related matter, the parties reasonably believe that agreement will be reached through negotiation in this permit appeal. Therefore, the parties request that the Board stay this matter to allow for settlement discussions.

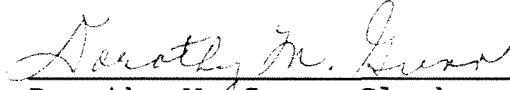
The Board notes that this matter has a statutory decision deadline of June 23, 1994. Therefore, the Board declines to grant an unlimited stay of this proceeding. Rather, the Board grants the motion to stay for a limited time until February 8, 1994. The Board accepts the parties' status report and directs the parties to file an additional report indicating the status of any ongoing negotiations between the petitioner and the respondent on or before February 8, 1994. If this case is not dismissed or otherwise resolved by February 8, 1994, and a hearing is required, an additional waiver of the statutory decision deadline should be filed in conjunction with the February status report. The Board requires 120 days in which to schedule hearing, give public notice, establish a briefing schedule, receive and review the transcript and fully deliberate on the matter. Under such time constraints, the Board will be required to set this matter for hearing sometime in February without a waiver of the statutory deadline.

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<sup>1</sup> The Board contrues this motion to continue to be a motion to stay the proceeding.

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 2<sup>nd</sup> day of December, 1993, by a vote of 6-0.

  
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Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board