

ILLINOIS POLLUTION CONTROL BOARD

April 18, 1996

ROYER OIL COMPANY, INC., )  
 )  
 Petitioner, )  
 )  
 v. ) PCB 96-177  
 ) (UST - Reimbursement)  
 )  
 ILLINOIS ENVIRONMENTAL )  
 PROTECTION AGENCY, )  
 )  
 Respondent. )

ORDER OF THE BOARD (by J. Yi):

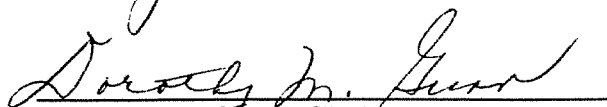
This matter is before the Board pursuant to an Illinois Environmental Protection Agency (Agency) motion for an extension of time to file Agency Record. Royer Oil Company, Inc. (Royer) filed this appeal of the Agency's underground storage tank reimbursement decision on February 13, 1996. The Agency requests the Board to grant an extension of the 14 day period for filing the Agency Record to any other date not less than 21 days from the date of the scheduled public hearing, if a hearing is scheduled.

The Agency states that no prejudice will result in granting the extension, as the Petitioner is already in possession of the majority of documents which would constitute the Record. Additionally, the Agency states that the parties are engaged in negotiations and would be willing to submit status reports concerning the progress of the matter. No hearing has been scheduled and Royer has filed an open waiver in this matter.

The Board grants the Agency's motion for an extension of time. The Agency Record is now due 30 days prior to the date of a scheduled hearing in this matter. The Hearing Officer assigned to this matter when scheduling a hearing, in the same order, shall also establish the filing date of the Agency Record consistent with this order.

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 18<sup>th</sup> day of April, 1996, by a vote of 5-0.

  
Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board