

ILLINOIS POLLUTION CONTROL BOARD
June 1, 1995

GWEN FISS,)	
)	
Petitioner,)	
)	
v.)	PCB 95-153
)	(UST Fund Ninety-Day
)	Extension)
)	
ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY,)	
)	
Respondent.)	

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

On May 26, 1995, the Illinois Environmental Protection Agency (Agency) and Gwen Fiss filed a notice of extension of the 35-day appeal period pursuant to Section 40 of the Act, relating to an April 25, 1995 Agency UST Fund final reimbursement decision.

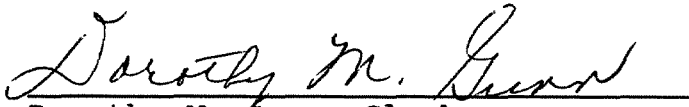
P.A. 88-690 (SB1724) effective January 24, 1995, amends Section 40(c), which governs the appeal process, to provide:

the 35-day period for petitioning for a hearing may be extended for a period of time not to exceed 90 days by written notice provided to the Board from the applicant and the Agency within the initial appeal period.

As the Board maintains its files by docket number only, the Board will reserve Docket PCB 95-153 for any appeal which may be filed by Gwen Fiss. In the event that Gwen Fiss fails to file an appeal on or before August 28, 1995 (the 125th day after April 25, 1995), the Board will dismiss the docket as unnecessary. A \$75.00 filing fee will, of course, be required at such time as Gwen Fiss files such petition.

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 1st day of June, 1995, by a vote of 7-0.


Dorothy M. Gunn, Clerk
Illinois Pollution Control Board

