

ILLINOIS POLLUTION CONTROL BOARD

April 6, 2000

WHOLESALE OIL COMPANY,)	
)	
Petitioner,)	
)	
v.)	PCB 00-120
)	(UST - Reimbursement)
ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY,)	
)	
Respondent.)	

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

On February 3, 2000, the Board ordered petitioner to file an amended petition for review in this case. The Board ordered petitioner to include a copy of the Environmental Protection Agency's (Agency) determination denying petitioner's request for reimbursement from the Underground Storage Tank Fund. The Board granted petitioner 30 days in which to file the amended petition and cautioned that the Board would dismiss the matter and close the docket if an amended petition was not filed. Petitioner failed to file an amended petition for review.

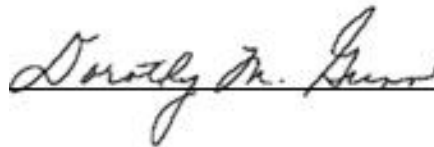
On February 29, 2000, the Agency filed a motion for leave to file a motion to dismiss *instanter* accompanied by a motion to dismiss.

Because petitioner failed to file an amended petition, this matter is dismissed. The Agency's motions are denied as moot, and the docket is closed.

IT IS SO ORDERED.

Board Member N.J. Melas abstained.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above order was adopted on the 6th day of April 2000 by a vote of 6-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board