

ILLINOIS POLLUTION CONTROL BOARD  
November 19, 1992

IDEAL HEATING COMPANY,	)	
an Illinois corporation,	)	
	)	
Petitioner,	)	
	)	
v.	)	PCB 92-118
	)	(Underground Storage
ILLINOIS ENVIRONMENTAL	)	Tank Reimbursement)
PROTECTION AGENCY,	)	
	)	
Respondent.	)	

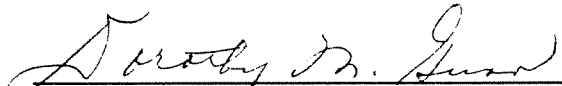
ORDER OF THE BOARD (by J. Theodore Meyer):

This matter is before the Board on petitioner Ideal Heating Company's November 16, 1992 motion to file a stipulation of facts, executed in counterpart. The stipulation is filed in anticipation of the filing of a motion for summary judgment. The motion is granted.

The Board notes that the stipulation of facts seems to imply that the anticipated motion for summary judgment will be filed with the hearing officer. The Board reminds the parties that the hearing officer does not have authority to rule upon a dispositive motion. (35 Ill.Adm.Code 101.247(a).) Such motions must be directed to the Board.

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 19th day of November, 1992, by a vote of 7-0.

  
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Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board