

ILLINOIS POLLUTION CONTROL BOARD
July 15, 2005

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|------------------------|---|---------------------------|
| ILLINOIS ENVIRONMENTAL |) | |
| PROTECTION AGENCY, |) | |
| |) | |
| Complainant, |) | AC 05-2 |
| |) | (IEPA No. 229-04-AC) |
| v. |) | (Administrative Citation) |
| |) | |
| LESTER SMITH, |) | |
| |) | |
| Respondent. |) | |

HEARING OFFICER ORDER

On July 14, 2005, the parties participated in a telephone status conference with the hearing officer. A hearing in this matter has been scheduled for September 9, 2005, and will be cancelled only if the following conditions are met. Mr. Smith must clean enough of the site to satisfy the IEPA's inspector. If Mr. Smith does not understand which items must be removed to satisfy the inspector, it is his responsibility to contact the inspector to find out. When the inspector is satisfied with the condition of the site, complainant's attorney, James Kropid, will send Mr. Smith a settlement agreement which Mr. Smith must sign and return to Mr. Kropid before September 9, 2005. Mr. Kropid is directed to get an update from the inspector on Mr. Smith's progress for the next status conference.

The parties are directed to participate in a telephone status conference with the hearing officer at 4:40 p.m. on August 18, 2005. The telephone status conference will be initiated by the complainant.

IT IS SO ORDERED.



Carol Webb
Hearing Officer
Illinois Pollution Control Board
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