

ILLINOIS POLLUTION CONTROL BOARD
November 2, 2005

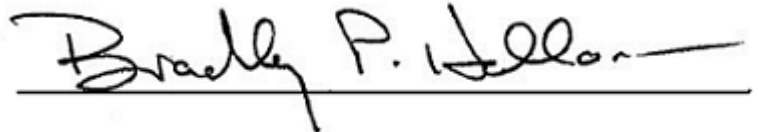
PEOPLE OF THE STATE OF ILLINOIS,)	
)	
Complainant,)	
)	
v.)	PCB 02-186
)	(Enforcement - Air)
VAN MELLE U.S.A., INC., an Illinois)	
corporation,)	
)	
Respondent.)	

HEARING OFFICER ORDER

On October 27, 2005, all parties participated in a telephonic status conference with the hearing officer. The parties represented that it appears they have reached a settlement and a stipulation and proposal for settlement (stipulation) is being circulated for review. Respondent is given to January 27, 2006, to replead its affirmative defense to *laches*, if needed, and the complainant is given to February 10, 2006, to answer respondent's affirmative defense number 2 not addressed in the Board order of March 4, 2004, if needed.

The parties are directed to participate in a telephonic status conference with the hearing officer on January 12, 2006, at 9:15 a.m. The status conference must be initiated by the complainant, but each party is nonetheless responsible for their own appearance. At the status conference, the parties must be prepared to discuss the status of the above-captioned matter and their readiness for hearing. If, however, a stipulation is filed prior to the next status conference, the conference will be cancelled without further order.

IT IS SO ORDERED.



Bradley P. Halloran
Hearing Officer
Illinois Pollution Control Board
James R. Thompson Center, Suite

11-500

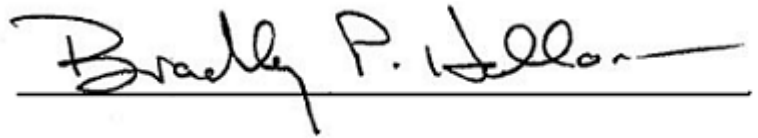
100 W. Randolph Street
Chicago, Illinois 60601
312.814.8917

CERTIFICATE OF SERVICE

It is hereby certified that true copies of the foregoing order was mailed, first class, on November 2, 2005, to each of the persons on the attached service list.

It is hereby certified that a true copy of the foregoing order was hand delivered to the following on November 2, 2005:

Dorothy M. Gunn
Illinois Pollution Control Board
James R. Thompson Center
100 W. Randolph St., Ste. 11-500
Chicago, Illinois 60601

A handwritten signature in black ink that reads "Bradley P. Halloran". The signature is written in a cursive style and is positioned above a solid horizontal line.

Bradley P. Halloran
Hearing Officer
Illinois Pollution Control Board
James R. Thompson Center
100 West Randolph Street, Suite 11-500
Chicago, Illinois 60601
312.814.8917

PCB 2002-186
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Peoria, IL 61602-1350

PCB 2002-186
George D. Theophilos
Office of the Attorney General
Environmental Bureau
188 West Randolph, 20th Floor
Chicago, IL 60601