

ILLINOIS POLLUTION CONTROL BOARD  
November 15, 2006

ILLINOIS ENVIRONMENTAL	)	
PROTECTION AGENCY,	)	
	)	
Complainant,	)	
	)	
v.	)	AC 05-47
	)	(IEPA County No. 686-04-AC)
STACY HESS,	)	(Administrative Citation)
	)	
Respondent.	)	

**HEARING REPORT**

On November 14, 2006, a hearing in this matter was held at City Hall in Pekin, Tazewell County. Attorney Michelle Ryan appeared on behalf of the complainant. Respondent appeared *pro se*.

**Witness Credibility**

Two witnesses testified during the hearing:

Mr. Eugene Figge  
Mr. Stacy Hess

Based upon my legal judgment, experience, and observations at hearing, I find that the credibility of witness is not an issue in this matter.

**Exhibits**

Exhibit 1 is complainant's open dump inspection checklist dated December 21, 2004. Exhibit 2 is respondent's notice of sale of the property. There are three properties listed in Exhibit 2, and property number 2 is the site that is the subject of this case. Both exhibits were admitted into the record.

**Briefing Schedule**

The transcript is due by November 28, 2006. Complainant will file its brief by December 19, 2006. Respondent's brief is due by January 17, 2007. Complainant's reply, if any, is due by January 24, 2007. The mailbox rule will apply.

IT IS SO ORDERED.

*Carol Webb*

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Carol Webb  
Hearing Officer  
Illinois Pollution Control Board  
1021 North Grand Avenue East  
P.O. Box 19274  
Springfield, Illinois 62794-9274  
217/524-8509  
webbc@ipcb.state.il.us

CERTIFICATE OF SERVICE

It is hereby certified that true copies of the foregoing order were mailed, first class, on November 15, 2006, 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 15, 2006:

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



Carol Webb  
Hearing Officer  
Illinois Pollution Control Board  
1021 North Grand Avenue East  
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AC 2005-047  
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AC 2005-047  
Stacy Hess  
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