

ILLINOIS POLLUTION CONTROL BOARD
December 1, 2008

PEOPLE OF THE STATE OF ILLINOIS)	
)	
Complainant,)	
)	
v.)	PCB 08-83
)	(Enforcement – Water)
RUPE CONTRACTING, INC., an Illinois)	
corporation and JOHN A. RUPE, individually)	
and as owner and operator of RUPE)	
CONTRACTING, INC.,)	
)	
Respondents.		

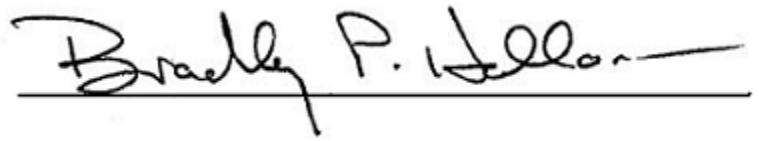
HEARING OFFICER ORDER

On December 1, 2008, all parties participated in a telephonic status conference with the hearing officer. The complainant represented that the respondents are not eligible for a penalty reduction and that it appears that settlement is not likely. The parties were directed to submit a proposed discovery schedule on or before December 12, 2008.

The respondents were reminded that their answers are due on or before December 19, 2008. The respondents represented that they do not intend to retain an attorney as required by Section 101.400 (2) of the Board's procedural rules.

The parties or their legal representatives are directed to appear at a telephonic status conference with the hearing officer on January 29, 2009, at 10:30 a.m. The telephonic conference must be initiated by the complainant, but each party is nonetheless responsible for its own appearance. At the conference the parties must be prepared to discuss the status of the above-captioned matter and their readiness for hearing.

IT IS SO ORDERED.

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.

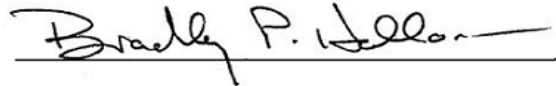
Bradley P. Halloran
Hearing Officer
Illinois Pollution Control Board
James R. Thompson Center, Suite 11-500
100 W. Randolph Street
Chicago, Illinois 60601
312.814.8917

CERTIFICATE OF SERVICE

It is hereby certified that true copies of the foregoing order were mailed, first class, on December 1, 2008, 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 December 1, 2008:

John T. Therriault
Illinois Pollution Control Board
James R. Thompson Center
100 W. Randolph St., Ste. 11-500
Chicago, Illinois 60601

A handwritten signature in black ink, reading "Bradley P. Halloran", is written over a horizontal line.

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

PCB 2008-083
Andrew Armstrong
Office of the Attorney General
Environmental Bureau North
69 West Washington Street, Suite 1800
Chicago, IL 60602

PCB 2008-083
John A. Rupe
Rupe Contracting, Inc
3096 800th Road
P. O. Box 201
Wenona, IL 61377

PCB 2008-083
John A. Rupe
451 State Route 251
Rutland, IL 61358