ILLINOIS POLLUTION CONTROL BOARD January 15, 2009

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HEARING OFFICER ORDER

On January 14, 2009, petitioner participated in a telephone status conference with the hearing officer. Petitioner's new attorney will review this matter and evaluate whether the work can be completed with the funding approved in respondent's most recent settlement offer.

The parties are directed to participate in a telephone status conference with the hearing officer at 10:00 a.m. on February 17, 2009. The status conference shall be initiated by the petitioner.

Petitioner filed an open waiver of the decision deadline in this case.

IT IS SO ORDERED.

Carol Webb

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 January 15, 2009, 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 January 15, 2009:

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

Carol Webb

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

PCB 2005-022 John J. Kim Illinois Environmental Protection Agency 1021 North Grand Avenue East P.O. Box 19276 Springfield, IL 62794-9276 PCB 2005-022 Fred C. Prillaman Mohan, Alewelt, Prillaman & Adami First of America Center 1 North Old State Capitol Plaza, Suite 325 Springfield, IL 62701-1323

PCB 2005-022 Patrick D. Shaw Mohan, Alewelt, Prillaman & Adami First of America Center 1 North Old State Capitol Plaza, Suite 325 Springfield, IL 62701-1323