

ILLINOIS POLLUTION CONTROL BOARD
January 15, 2009

PEOPLE OF THE STATE OF ILLINOIS)	
)	
Complainant,)	
)	
v.)	PCB 08-17
)	(Enforcement – Water)
FELKER PHARMACY, INC., an Illinois)	
corporation, and ROD BENNETT)	
CONSTRUCTION, INC., an Illinois)	
corporation,)	
)	
Respondents.)	
_____)	
ROD BENNETT CONSTRUCTION, INC.,)	
)	
Third-Party Complainant,)	
)	
v.)	PCB 08-17
)	(Citizens Enforcement – Water)
MCCLELLAN BLAKEMORE ARCHITECTS,))	(Third-Party Complainant)
INC. and WENDLER ENGINEERING)	
SERVICES, INC.,)	
)	
Third-Party Respondents.)	

HEARING OFFICER ORDER

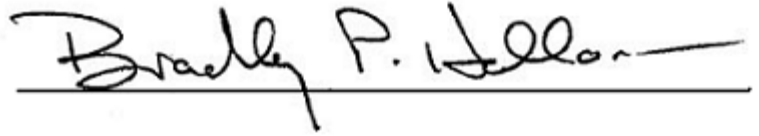
On January 15, 2009, a telephonic status conference was held. It was represented the Third-Party complainant and respondents will enter into a settlement and the Third-Party complainant will then file a voluntary motion to dismiss the Third-Party complaint in the near future.

Once the Third-Party motion to voluntarily dismiss is filed, it is anticipated that the complainant and respondents will file a stipulation and proposal for settlement (stipulation). It is noted that Felker’s answer is due to be filed on or before February 6, 2009.

The parties or their legal representatives are directed to appear at a telephonic status conference with the hearing officer on February 19, 2009, at 11:00 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. If,

however, a stipulation is filed prior to the next status conference, the conference will be cancelled without further order.

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.

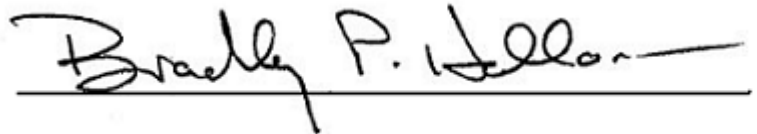
Bradley P. Halloran
Hearing Officer
Illinois Pollution Control Board
James R. Thompson Center, Suite 11-500
100 W. Randolph Street
Chicago, Illinois 60601
312.814.8917

CERTIFICATE OF SERVICE

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

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

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*
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