

ILLINOIS POLLUTION CONTROL BOARD  
June 17, 1999

NEW HEIGHTS, L.L.C. f/k/a CGE FORD	)	
HEIGHTS, L.L.C.,	)	
	)	
Petitioner,	)	
	)	
v.	)	PCB 96-164
	)	(Tax Certification - Appeal)
ILLINOIS ENVIRONMENTAL	)	
PROTECTION AGENCY,	)	
	)	
Respondent.	)	

ORDER OF THE BOARD (by C.A. Manning):

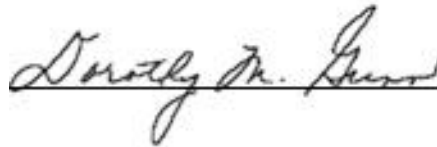
This matter is before the Board on a motion for voluntary dismissal filed by the petitioner on June 15, 1999. Petitioner requests the Board to voluntarily dismiss this matter. Petitioner and respondent agree to the terms of the stipulation.

The Board dismisses this matter and closes the docket. Any further appeal of the December 21, 1995 Illinois Environmental Protection Agency decision is time-barred. Petitioner may, however, seek a new tax certification determination concerning this facility.

The Board notes that the pending motion to dismiss filed by respondent on March 18, 1999, is now moot. The Board also notes that the caption in this matter is changed from "CGE Ford Heights, L.L.C." to "New Heights, L.L.C." to reflect petitioner's name change.

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above order was adopted on the 17th day of June 1999 by a vote of 7-0.



Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board