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OCT 18 2010

STATE OF ILLINOIS
Pollution Control Board

ILLINOIS POLLUTION CONTROL BOARD
October 18, 2010

ORIGINAL

PEOPLE OF THE STATE OF)
ILLINOIS,)

Complainant,)

ENVIRONMENTAL LAW AND)
POLICY CENTER, on behalf of PRAIRIE)
RIVERS NETWORK and SIERRA CLUB,)
ILLINOIS CHAPTER,)

Intervenor,)

v.)

PCB 2010-061
(Enforcement – Water)

FREEMAN UNITED COAL MINING)
CO., LLC, and SPRINGFIELD)
COAL CO., LLC,)

Respondents.)

ENVIRONMENTAL LAW AND)
POLICY CENTER, on behalf of PRAIRIE)
RIVERS NETWORK and SIERRA CLUB,)
ILLINOIS CHAPTER,)

Complainant,)

v.)

PCB 2011-002
(Enforcement – Water)
(Consolidated)

FREEMAN UNITED COAL MINING)
CO., LLC, and SPRINGFIELD)
COAL CO., LLC,)

Respondents.)

HEARING OFFICER ORDER

On October 18, 2010, the parties participated in a telephone status conference with the hearing officer. The People and respondents are working with the Illinois Department of Natural Resources to devise an acceptable SEP. The People and respondents continue to discuss compliance issues and the penalty demand. The Environmental Law and Policy Center (ELPC) is content to monitor progress of the People's case for the next 90 days, but if the case does not continue to progress, ELPC may wish to move forward with its own case.

The parties are directed to participate in a telephone status conference with the hearing officer at 2:00 p.m. on January 18, 2011. The People will send an email with a conference call-in number.

IT IS SO ORDERED.

Carol Webb

Carol Webb
Hearing Officer
Illinois Pollution Control Board
1021 North Grand Avenue East
P.O. Box 19274
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CERTIFICATE OF SERVICE

It is hereby certified that true copies of the foregoing order were mailed, first class, on October 18, 2010, 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 October 18, 2010:

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