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STATE OF ILLINOIS
Pollution Control Board

ILLINOIS POLLUTION CONTROL BOARD
February 15, 2012

EVERGREEN FS, INC.,)
)
Petitioner,)
)
v.) PCB 11-51
) PCB 12-61
ILLINOIS ENVIRONMENTAL) (Consolidated)
PROTECTION AGENCY,) (UST Appeal)
)
Respondent.)

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HEARING REPORT

On February 15, 2012, a hearing in this matter was held at the Pollution Control Board Hearing Room in Springfield, Illinois. Attorney Patrick Shaw appeared on behalf of the petitioner. Attorney Melanie Jarvis appeared on behalf of the respondent.

Witnesses

Mr. Michael Keebler was the only witness to testify at the hearing.

Exhibits

Respondent offered one exhibit at hearing. The document is an eligibility application submitted to the Office of the State Fire Marshal which may have an impact on the outcome of this case, and is relevant for the Board's awareness of the case status. Respondent's Exhibit 1 was admitted into evidence. Petitioner neither objected, nor approved of the admission.

Briefing Schedule

Petitioner's brief is due by March 20, 2012, and respondent's brief is due by April 20, 2012. Petitioner's reply brief is due by May 1, 2012. The mailbox rule will not apply. The public comment deadline is February 29, 2012.

IT IS SO ORDERED.

Carol Webb

Carol Webb
Hearing Officer
Illinois Pollution Control Board
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CERTIFICATE OF SERVICE

It is hereby certified that true copies of the foregoing order were mailed, first class on December 13, 2011, to each of the persons on the service list below.

It is hereby certified that a true copy of the foregoing order was hand delivered to the following on December 13, 2011:

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