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STATE OF ILLINOIS
Pollution Control Board

ILLINOIS POLLUTION CONTROL BOARD
November 15, 2012

CONGRESS DEVELOPMENT COMPANY,)
)
Petitioner,)
)
v.) PCB 11-90
) PCB 12-12
ILLINOIS ENVIRONMENTAL) PCB 12-55
PROTECTION AGENCY,) PCB 12-56
) (Permit Appeal - Land)
Respondent.) (Consolidated)

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HEARING OFFICER ORDER

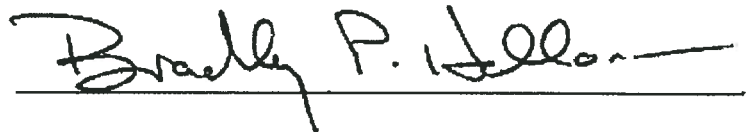
On November 15, 2012, all parties participated in a telephonic status conference. The petitioner stated that generally it making progress in its attempt to secure access agreements to adjacent and alternative properties to test the site at issue. A total of 9 wells are anticipated to be installed by the end of 2012.

To that end, discovery pursuant to the discovery schedule may proceed at the parties' option. The discovery schedule will be revisited at the next status conference if needed.

The petitioner stated that it will file an additional waiver of the statutory decision deadline to and including April 4, 2013.

The parties or their legal representatives are reminded and directed to appear at a telephonic status conference with the hearing officer on January 10, 2013, at 9:30 a.m. The telephonic status conference must be initiated by the petitioner, 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.

IT IS SO ORDERED.



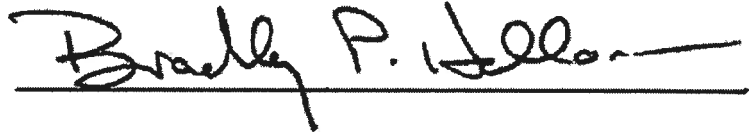
Bradley P. Halloran
Hearing Officer
Illinois Pollution Control Board
James R. Thompson Center, Suite 11-500
100 W. Randolph Street
Chicago, Illinois 60601
312.814.8917

CERTIFICATE OF SERVICE

It is hereby certified that true copies of the foregoing hearing officer order were mailed, first class, on September 15, 2012, 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 September 15, 2012:

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
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