

ILLINOIS POLLUTION CONTROL BOARD
October 16, 2017

DAVID C. MILLER, MARK G. MILLER,)
LISA E. MILLER, MICHELLE A. PAGE,)
ANTHONY L. PAGE, RICHARD A.)
KINTER, STACY L. KINTER, WALTER G.)
FLESER, AND TAMMY JOHNSON,)
)
Complainants,)
)
v.) PCB 16-55
) (Citizens Enforcement - Noise)
SUGAR CAMP ENERGY, LLC)
)
Respondent.)

HEARING OFFICER ORDER

On October 16, 2017, complainant's representative, Mr. David Miller, and respondent participated in a telephone status conference with the hearing officer. This matter is resolved, and the parties agreed to file a joint motion to dismiss. To date, Mr. David Miller is the only complainant to return his signature page to respondent's attorney. According to Mr. Miller, the other complainants do not object to the motion to dismiss, but appear to be unwilling to return their signature.

In the Hearing Officer Order dated September 6, 2017, complainants were instructed to return their signature to respondent's attorney by September 30, 2017, or contact the hearing officer if they were unable or unwilling to do so. No complainants contacted the hearing officer.

Mr. Miller and respondent agree that respondent will postpone filing of the joint motion to dismiss until October 31, 2017. Complainants are directed to return their signature pages to respondent's attorney before that date, or to contact the hearing officer if additional time is needed.

If the remaining complainants are unwilling to sign the joint motion to dismiss by October 31, 2017, the hearing officer recommends that the Board dismiss these complainants for failure to pursue action in this matter.

The hearing officer will contact the parties on November 13, 2017 if the motion to dismiss has not been filed.

The parties have consented to electronic service for this docket.

IT IS SO ORDERED.

Carol Webb

Carol Webb
Hearing Officer
Illinois Pollution Control Board
1021 North Grand Avenue East
P.O. Box 19274
Springfield, Illinois 62794-9274
217/524-8509
Carol.Webb@illinois.gov

CERTIFICATE OF SERVICE

It is hereby certified that true copies of the foregoing order were e-mailed on October 16, 2017, to each of the persons on the attached service list.

It is hereby certified that a true copy of the foregoing order was e-mailed to the following on October 16, 2017:

Don A. Brown
Illinois Pollution Control Board
James R. Thompson Center
100 W. Randolph St., Ste. 11-500
Chicago, Illinois 60601



Carol Webb
Hearing Officer
Illinois Pollution Control Board
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P.O. Box 19274
Springfield, Illinois 62794-9274
217/524-8509
Carol.Webb@illinois.gov

SERVICE LIST

@ Consents to Electronic Service

PCB 2016-055 @

David C. Miller
6296 Louis Edmund Court
Springfield, VA 22152

PCB 2016-055@

Mark G. and Lisa E. Miller
648 County Road 1000 N
Macedonia, IL 63860

PCB 2016-055 @

Anthony L. & Michelle A. Page
1158 County Road 900 N
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9509 Campbell's Center Road
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Tammy Johnson & Walter G. Flesser
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