

ILLINOIS POLLUTION CONTROL BOARD  
April 2, 2019

INDIAN CREEK DEVELOPMENT )  
COMPANY, an Illinois Partnership, )  
individually and as beneficiary under trust 3291 )  
of the Chicago Title and Trust Company dated )  
December 15, 1981 and the Chicago Title & ) PCB 07- 44  
Trust Company, as trustee under trust 3291, ) (Citizen's Enforcement – Water, Land)  
dated December 15, 1981, and JB )  
INDUSTRIES, INC., )  
)  
Complainants, )  
)  
v. )  
)  
BNSF RAILWAY COMPANY, f/k/a The )  
Burlington Northern and Santa Fe Railway )  
Company, )  
)  
Respondents. )

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BNSF RAILWAY COMPANY, f/k/a The )  
Burlington Northern and Santa Fe Railway )  
Company, )  
) PCB 14-81  
Complainants, ) (Citizen's Enforcement – Water, Land)  
) (Consol.)  
v. )  
)

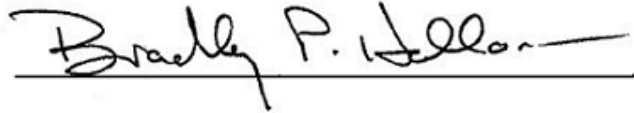
INDIAN CREEK DEVELOPMENT )  
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Trust Company, as trustee under trust 3291, )  
dated December 15, 1981, and JB )  
INDUSTRIES, INC., )  
)  
Respondents. )

**HEARING OFFICER ORDER**

On April 2, 2019, all parties participated in a telephonic status conference with the hearing officer. The parties stated that oral argument is completed and awaiting the Appellate Court's ruling.

The parties or their legal representatives are directed to appear at a telephonic status conference with the hearing officer on July 25, 2019, at 11:00 a.m. The telephonic status conference must be initiated by the complainant, 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.

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.

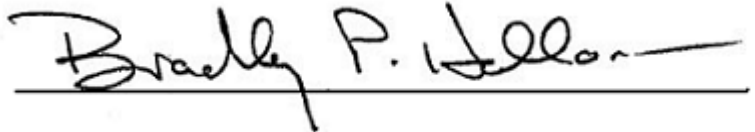
Bradley P. Halloran  
Hearing Officer  
Illinois Pollution Control Board  
James R. Thompson Center, Suite 11-500  
100 W. Randolph Street  
Chicago, Illinois 60601  
312.814.8917  
[Brad.Halloran@illinois.gov](mailto:Brad.Halloran@illinois.gov)

## CERTIFICATE OF SERVICE

It is hereby certified that true copies of the foregoing order were e-mailed on April 2, 2019, 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 April 2, 2019:

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



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

@Consents to Electronic Service.

SERVICE LIST

PCB 2007-004@  
Sean M. Sullivan  
Daley Mohan Groble, P.C.  
55 W. Monroe, Ste. 1600  
Chicago, IL 60603

PCB 2007-044@  
Pamela Nehring  
Daley Mohan Groble, P.C.  
55 W. Monroe, Ste. 1600  
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William J. Anaya  
Greenfelder, Hemker & Gale, P.C.  
200 W. Madison, Ste. 3300  
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Chicago, IL 60606