

ILLINOIS POLLUTION CONTROL BOARD
March 14, 1991

LAND AND LAKES COMPANY, JMC)	
OPERATIONS, INC. AND NBD)	
TRUST COMPANY OF ILLINOIS)	
AS TRUSTEE UNDER TRUST NO.2624EG,)	
)	
Petitioners,)	
)	
v.)	PCB 91-7
)	(Landfill Siting)
VILLAGE OF ROMEOVILLE,)	
)	
Respondent,)	
)	
COUNTY OF WILL,)	
)	
Intervenor.)	

ORDER OF THE BOARD (by B. Forcade):

On February 19, 1991, Land and Lakes Company, JMC Operations, and NBD Trust Company of Illinois as Trustee under Trust No. 2624EG (hereinafter "Land and Lakes") filed a Motion to Reconsider the Board Order of February 7, 1991, granting intervenor status to the County of Will. That motion also requested oral argument. On March 5, 1991, the County of Will filed a response. Land and Lakes filed a motion for leave to file reply instanter on March 12, 1991.

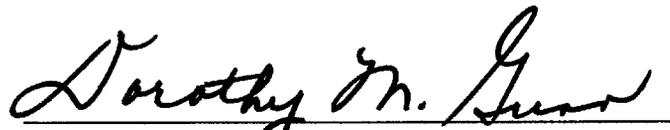
Land and Lakes' request for oral argument is denied. Land and Lakes motion for leave to file a reply is denied. The Board's procedural rules at 35 Ill. Adm. Code 101.241(c) provide that a reply is not permitted except as the Board shall rule to prevent material prejudice. Here, Land and Lakes has not asserted that material prejudice would result from lack of a reply, and the Board finds no basis, on its own examination, to conclude that material prejudice would result.

The motion for reconsideration is granted. After reviewing all of the arguments presented in the pleadings, the Board believes the decision to grant intervenor status to the People of Will County represented by the State's Attorney of Will County was correct and affirms that decision.

Board member Joan G. Anderson concurred.

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above Order was adopted on the 14~~th~~ day of March, 1991, by a vote of 7-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board