

ILLINOIS POLLUTION CONTROL BOARD

December 18, 2003

BYRON SANDBERG,)	
)	
Petitioner,)	
)	
v.	)	PCB 04-33
	)	(Third-Party Pollution Control Facility
THE CITY OF KANKAKEE, ILLINOIS	)	Siting Appeal)
CITY COUNCIL, TOWN AND COUNTRY)	
UTILITIES, INC., and KANKAKEE)	
REGIONAL LANDFILL, L.L.C.,)	
)	
Respondents.)	

WASTE MANAGEMENT OF ILLINOIS,)	
INC.,)	
)	
Petitioner,	)	PCB 04-34
	)	(Third-Party Pollution Control Facility
v.	)	Siting Appeal)
)	
THE CITY OF KANKAKEE, ILLINOIS)	
CITY COUNCIL, TOWN AND COUNTRY)	
UTILITIES, INC., and KANKAKEE)	
REGIONAL LANDFILL, L.L.C.,)	
)	
Respondents.)	

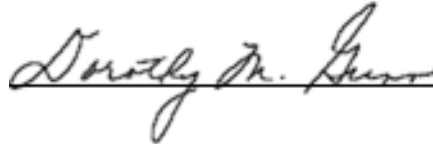
COUNTY OF KANKAKEE, ILLINOIS, and)	
EDWARD D. SMITH, KANKAKEE)	
COUNTY STATE'S ATTORNEY,)	
	)	PCB 04-35
Petitioners,	)	(Third-Party Pollution Control Facility
	)	Siting Appeal)
v.	)	(Consolidated)
)	
THE CITY OF KANKAKEE, ILLINOIS)	
CITY COUNCIL, TOWN AND COUNTRY)	
UTILITIES, INC., and KANKAKEE)	
REGIONAL LANDFILL, L.L.C.,)	
)	
Respondents.)	

ORDER OF THE BOARD (by N.J. Melas):

Today's order concerns a motion to disqualify Attorney Claire Manning from representing Town and Country Utilities, Inc. (Town & Country) in this proceeding filed by the County of Kankakee, Illinois and Edward D. Smith, Kankakee County State's Attorney (County) on December 2, 2003. Hearing Officer Brad Halloran, in an order dated December 3, 2003, gave the parties until December 9, 2003, to respond to the motion. Ms. Manning responded to the motion on December 9, 2003. On December 15, 2003, Ms. Manning filed a notice of withdrawal as counsel on behalf of Town & Country in accordance with Section 101.400(b) of the Board's procedural rules. 35 Ill. Adm. Code 101.400(b). Accordingly, the Board denies the County's motion to disqualify as moot.

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, certify that the Board adopted the above order on December 18, 2003, by a vote of 5-0.

A handwritten signature in cursive script, reading "Dorothy M. Gunn", written over a horizontal line.

Dorothy M. Gunn, Clerk
Illinois Pollution Control Board