



may file a written demand for hearing within 21 days after receiving the notice. If anyone timely files a written demand for hearing, the Board will deny the parties' request for relief and hold a hearing. *See* 415 ILCS 5/31(c)(2) (2008); 35 Ill. Adm. Code 103.300(b), (c). The Board directs the Clerk to provide the required notice.

Finally, the Board notes that while count II of the complaint sets forth an allegation that respondent violated 35 Ill. Adm. Code 306.102(b), the statement of alleged violations in the stipulation and proposed settlement does not include this allegation. *See* Stipulation at 4. The Board therefore directs that an amended complaint or an amended stipulation and proposed settlement be filed to address this inconsistency.

IT IS SO ORDERED.

I, John Therriault, Assistant Clerk of the Illinois Pollution Control Board, certify that the Board adopted the above order on October 1, 2009, by a vote of 5-0.



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John Therriault, Assistant Clerk  
Illinois Pollution Control Board