ILLINOIS POLLUTION CONTROL BOARD
December 15, 2022

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| PEOPLE OF THE STATE OF ILLINOIS, | ) | |
| | ) | |
| Complainant, | ) | |
| | ) | |
| v. | ) | PCB 23-50 |
| | ) | (Enforcement - Land) |
| WILLIAM M. LONGWELL, | ) | |
| | ) | |
| Respondent. | ) | |

ORDER OF THE BOARD (by C.M. Santos):

On October 26, 2022, the Office of the Attorney General, on behalf of the People of the State of Illinois (People), filed an eight-count complaint against William M. Longwell (Comp.). The complaint concerns Longwell's asbestos abatement service and alleges disposal of materials at a site located at 16597 Dublin Road in West Frankfort, Williamson County.

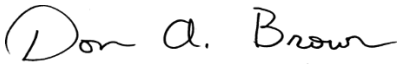
An enforcement proceeding commences by serving a notice and complaints. 35 Ill. Adm. Code 103.204(a). Service must be "by U.S. Mail with a recipient's signature recorded, a third-party commercial carrier with a recipient's signature recorded, or personal service." *Id*.

The People's certificate of service filed on October 26, 2022, indicates that the People issued a request for personal service of the complaint. Comp. at 18. The complaint did not include proof of service with that certificate, and the Board has not received proof of service. At a status conference with the hearing officer on November 15, 2022, "the People reported that they have not heard back from their investigator as to whether personal service was achieved on respondent."

The Board directs the People to file the required proof of service of the complaint on the respondent no later than Tuesday, January 17, 2023, which is the first business day following the 30th day after the date of this order (*see* 35 Ill. Adm. Code 101.300(a)), or face dismissal of the complaint.

IT IS SO ORDERED.

I, Don A. Brown, Clerk of the Illinois Pollution Control Board, certify that the Board adopted the above order on December 15, 2022, by a vote of 4-0.



Don A. Brown, Clerk
Illinois Pollution Control Board