## ILLINOIS POLLUTION CONTROL BOARD October 18, 2001

PEOPLE OF THE STATE OF ILLINOIS,	)	
Complainant,	) )	
v.	)	PCB 01-151 (RCRA Enforcement)
DIAMOND PLATING COMPANY, an	)	(RCRA Emolecinent)
Illinois corporation,	)	
	)	
Respondent.	)	

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

On May 8, 2001, the Office of the Attorney General, on behalf of the People of the State of Illinois (People), filed a complaint against Diamond Plating Company (Diamond). *See* 415 ILCS 5/31(c)(1) (2000); 35 Ill. Adm. Code 103.204. The People allege that Diamond violated Section 722.141 of the Board's regulations by failing to submit a Hazardous Waste Generator Annual Report for 1998. The complaint concerns Diamond's nickel and chrome plating facility at #5 Cain Drive in Madison, Madison County, Illinois.

On October 11, 2001, the People and Diamond filed a stipulation and proposed settlement, accompanied by a request for relief from the hearing requirement of Section 31(c)(1) of the Environmental Protection Act (Act) (415 ILCS 5/31(c)(1) (2000)). This filing is authorized by Section 31(c)(2) of the Act (415 ILCS 5/31(c)(2) (2000)). See 35 Ill. Adm. Code 103.300(a).

Unless the Board determines that a hearing is needed, the Board must cause notice of the stipulation, proposed settlement, and request for relief from the hearing requirement. Any person 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. 415 ILCS 5/31(c)(2) (2000); 35 Ill. Adm. Code 103.300(b), (c). The Board directs the Clerk of the Board to provide the required notice.

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, certify that the Board adopted the above order on October 18, 2001, by a vote of 7-0.

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Dorothy M. Gunn, Clerk Illinois Pollution Control Board