

ILLINOIS POLLUTION CONTROL BOARD  
December 20, 2001

PEOPLE OF THE STATE OF ILLINOIS,	)	
	)	
Complainant,	)	
	)	
v.	)	PCB 02-79
	)	(Enforcement – Air)
WALTER DEEMIE d/b/a RIVER CITY	)	
DEMOLITION,	)	
	)	
Respondent.	)	

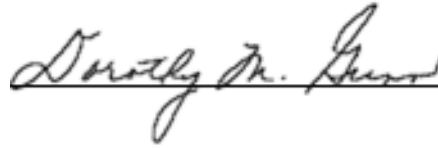
ORDER OF THE BOARD (by C.A. Manning):

On December 14, 2001, the Office of the Attorney General, on behalf of the People of the State of Illinois (People), filed a complaint against Walter Deemie d/b/a River City Demolition (Deemie). *See* 415 ILCS 5/31(c)(1) (2000); 35 Ill. Adm. Code 103.204. The People allege that Deemie violated Section 9(a) of the Environmental Protection Act (415 ILCS 5/9(a) (2000)), and 35 Ill. Adm. Code 201.141. The People further allege that Deemie violated these provisions by causing, threatening, or allowing the emission of dry friable asbestos into the environment so as to cause air pollution. The complaint concerns Deemie's contract with the Capitol Development Board to perform demolition activities within a Central Management System power plant located at 1920 10 1/2 Street, Springfield, Sangamon County.

The Board accepts the complaint for hearing. *See* 35 Ill. Adm. Code 103.212(c). A respondent's failure to file an answer to a complaint within 60 days after receiving the complaint may have severe consequences. Generally, if Deemie fails within that timeframe to file an answer specifically denying, or asserting insufficient knowledge to form a belief of, a material allegation in the complaint, the Board will consider Deemie to have admitted the allegation. 35 Ill. Adm. Code 103.204(d). The Board directs the hearing officer to proceed expeditiously to hearing.

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 20, 2001, by a vote of 7-0.

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

Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board