

ILLINOIS POLLUTION CONTROL BOARD
January 6, 2000

PEOPLE OF THE STATE OF ILLINOIS,)
)
Complainant,)
)
v.) PCB 00-102
) (Enforcement - Cost Recovery)
BABSON BROTHERS COMPANY, an)
Illinois corporation,)
)
Respondent.)

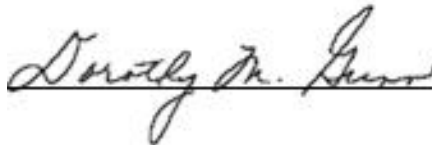
ORDER OF THE BOARD (by C.A. Manning)

A complaint in the above captioned matter was filed on December 16, 1999. The complaint alleges that this is an action against the respondent under Sections 22.2(m) (415 ILCS 5/22.2(m) (1992)) recodified as Section 58.7(b)(1) of the Environmental Protection Act (Act) (415 ILCS 5/58.7(b)(1) (1998)) to recover cost incurred by the Illinois Environmental Protection Agency under a "Review and Evaluation Agreement" (Agreement). The Agreement involves removal and remediation actions taken by respondent at a site located in Plato Center, Kane County, Illinois. The Board accepts this matter for hearing.

The Board directs that this matter proceed to hearing as expeditiously as practicable. The assigned hearing officer must set the matter for hearing in accordance with the requirements of the Act and the Board's procedural rules. Accordingly, this matter must be set for hearing within 90 days after the filing of the complaint unless the hearing officer, after appropriate consultation with the parties, determines that a later date is appropriate and that no undue delay or material prejudice in the resolution of this matter would result. See 35 Ill. Adm. Code 103.125(a). In any event, it is the responsibility of the hearing officer to guide the parties toward prompt resolution or adjudication of this matter, through whatever status calls and hearing officer orders he or she determines are necessary and appropriate.

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above order was adopted on the 6th day of January 2000 by a vote of 6-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board