

ILLINOIS POLLUTION CONTROL BOARD
November 18, 1993

MARVIN DAMRON,)
)
Petitioner,)
)
v.) PCB 93-215
) (Permit Appeal)
ILLINOIS ENVIRONMENTAL PROTECTION)
AGENCY AND TOMAHAWK GROUP, INC.,)
)
Respondent.)

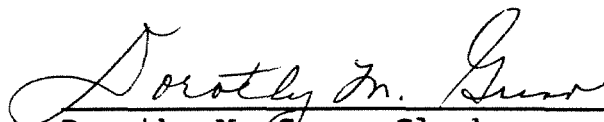
ORDER OF THE BOARD (by G. T. Girard):

On November 10, 1993, Marvin Damron filed a petition to contest a permit granted by the Illinois Environmental Protection Agency to Tomahawk Group, Inc.. The Board cannot tell if this petition is timely filed pursuant to Section 40 of the Illinois Environmental Protection Act ("Act"), because, the petition does not contain a copy of the Agency's letter granting the permit and a copy of the permit as granted. Therefore, the Board finds that the petition is deficient.

Unless an amended petition is filed within 45 days of the date of this order, curing the above-noted defect(s), this matter will be subject to dismissal. The Board notes that for purposes of calculation of a decision deadline pursuant to Section 40 of the Act, the filing of an amended petition will restart the calculation of the Board's 120 day deadline.

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 18th day of November, 1993, by a vote of 5-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board