

ILLINOIS POLLUTION CONTROL BOARD
July 22, 1993

GUNITE CORPORATION,)	
)	
Petitioner,)	
)	
v.)	PCB 93-121
)	(Permit Appeal)
ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY,)	
)	
Respondent.)	

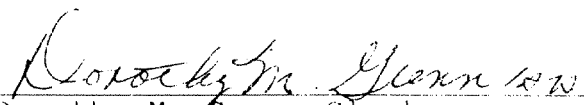
ORDER OF THE BOARD (by G. T. Girard):

This matter comes before the Board on a July 20, 1993, motion to file the record instanter filed by the Illinois Environmental Protection Agency (Agency). This petition was filed with the Board on June 17, 1993, and the Agency asserts that it received notice of the petition on June 21, 1993. Pursuant to 35 Ill. Adm. Code 105.102(a)(4), the Agency record is to be filed with the Pollution Control Board within 14 days "upon notice of the petition". The record was therefore due to be filed on July 6, 1993. This motion and the record were filed 29 days after the Agency received notice of petitioner's appeal, and are 14 days late.

The Board is concerned about the significant delay in filing this record. The Board also notes with concern the absence of any earlier motion requesting an extension of time. The Agency's motion to allow filing of the Agency record instanter is hereby granted.

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 22nd day of July, 1993, by a vote of 7-0.


Dorothy M. Gunn, Clerk
Illinois Pollution Control Board