

ILLINOIS POLLUTION CONTROL BOARD
April 22, 1993

ALBERT WARNER,)
)
 Complainant,)
)
 v.) PCB 93-65
) (Enforcement)
 WARNER BROS. TRUCKING and)
 URBANA & CHAMPAIGN SANITARY)
 DISTRICT,)
)
 Respondents.)

ORDER OF THE BOARD (by R. C. Flemal):

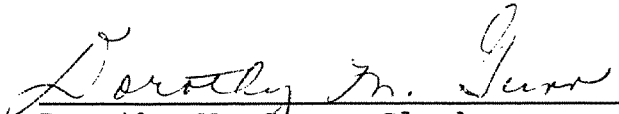
This matter is before the Board upon a formal complaint filed on March 29, 1993.

This matter was held over at the April 8, 1993 Board meeting to allow for argument that the complaint is duplicitous or frivolous; no argument has been made. Accordingly, the Board finds that this matter is not duplicitous or frivolous, and accepts this matter for hearing. A hearing officer will be assigned and this matter will be set for hearing.

The Board observes that respondents' April 19, 1993 filing titled "Answer to Formal Complaint" argues the merits of the allegations raised in the instant complaint. As such, this argument will be considered by the Board in its proper course of deliberations.

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 April, 1993, by a vote of 6-0.


Dorothy M. Gunn, Clerk
Illinois Pollution Control Board

0141-0277