

ILLINOIS POLLUTION CONTROL BOARD

May 2, 2002

PEOPLE OF THE STATE OF ILLINOIS,)	
)	
Complainant,)	
)	
v.)	PCB 02-186
)	(Enforcement - Air)
VAN MELLE U.S.A., INC., an Illinois)	
corporation,)	
)	
Respondent.)	
)	

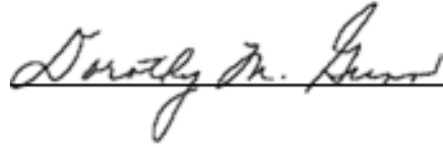
ORDER OF THE BOARD (by C.A. Manning):

On April 23, 2002, the Office of the Attorney General, on behalf of the People of the State of Illinois (People), filed a five-count complaint against Van Melle U.S.A., Inc. (Van Melle). *See* 415 ILCS 5/31(c)(1) (2000); 35 Ill. Adm. Code 103.204. The People allege that Van Melle violated various provisions of the Environmental Protection Act and the Board's air pollution regulations. The People further allege that Van Melle violated these provisions by emitting volatile organic material through the uncontrolled operation of its equipment. The complaint concerns Van Melle's candy manufacturing facility located at 151 North Hastings Lane, Buffalo Grove, Lake 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 Van Melle 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 Van Melle 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 May 2, 2002, by a vote of 7-0.

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

Dorothy M. Gunn, Clerk
Illinois Pollution Control Board