

ILLINOIS POLLUTION CONTROL BOARD
May 4, 2000

ANTONIO D.H. NAM,)
)
 Complainant,)
)
 v.) PCB 97-234
) (Enforcement - UST, Citizens)
 KIKON SUH,)
)
 Respondent.)

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

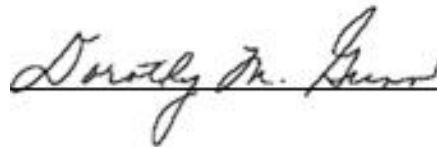
On April 4, 2000, Kikon Suh (respondent) moved the Board for leave to file *instanter* a third-party complaint against Herbert O. Schmeisser, Jr. (Schmeisser); Lee Supply Company, an Illinois corporation; Ray Petroschius; John Petroschius; Wholesale Janitorial Supply Company, an Illinois corporation; Riverside Supply, Inc., an Illinois corporation; and Kap Yol Shin d/b/a/ Auro Auto Body.

In the third-party complaint, respondent alleges that he purchased the site from Schmeisser, and that the existence of underground storage tanks (USTs) at the site was not disclosed to respondent. Respondent also alleges that the third-party respondents he seeks to name owned or operated businesses at the site, and upon his information and belief, owned or operated the USTs at the site. To date, respondent has not filed proof that he has served the third-party complaint on any of the third-party respondents.

Respondent has 30 days from the date of this order to file proof of service with the Board. If respondent fails to do so, the Board will deny his motion for leave to file the third-party complaint.

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 4th day of May by a vote of 7-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board