

ILLINOIS POLLUTION CONTROL BOARD
July 11, 1991

LEFTON IRON AND METAL COMPANY,)
INC., a Missouri Corporation)
and LEFTON LAND AND DEVELOPMENT)
COMPANY, INC., a Missouri)
Corporation,)
)
Complainants,)
)
v.) PCB 87-191
) (Enforcement)
)
MOSS-AMERICAN CORPORATION, a)
Delaware Corporation, and)
KERR-McGEE CHEMICAL CORPORATION)
a Delaware Corporation,)
)
Respondents.)

KERR-McGEE CHEMICAL CORPORATION)
a Delaware Corporation,)
)
Counterclaimant,)
)
v.)
)
LEFTON IRON & METAL COMPANY, INC.)
A Missouri Corporation, and)
LEFTON LAND AND DEVELOPMENT CO.,)
INC., a Missouri Corporation,)
)
Counterdefendants.)

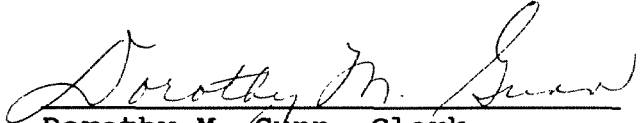
ORDER OF THE BOARD (by J.D. Dumelle):

This matter comes before the Board on Lefton Iron and Metal Company, Inc. ("Lefton") motion to reconsider filed on June 5, 1991. Kerr-McGee Chemical Corporation ("Kerr-McGee") filed its response on June 17, 1991. Lefton seeks reconsideration of our denial to reopen this docket. [See, Board Order May 23, 1991].

In its filing, however, Lefton has alleged no compelling reason as to why this Board should revisit this case. Indeed, all of the reasons which premised our decision of November 29, 1990 still exist. The Circuit Court of St. Clair County still retains jurisdiction over an interpretation of the Act in addition to potential equitable remedies concerning the cleanup of the site. For these reasons, Lefton's motion for reconsideration is denied.

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 11th day of July, 1991 by a vote of 7-0.


Dorothy M. Gunn, Clerk
Illinois Pollution Control Board