

ILLINOIS POLLUTION CONTROL BOARD
March 22, 1990

ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
)
Complainant,)
)
v.) AC 90-7
) (Administrative Citation)
) (IEPA Case No. 10105-AC)
)
ROGER SMITH,)
)
Respondent.)

ORDER OF THE BOARD (by J. Marlin):

This matter is before the Board on the respondent's March 2, 1990 petition to reopen a docket closed by Default Order on February 22, 1990.

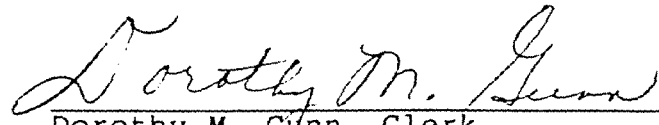
The Board wishes to receive further information about this matter in that it continues the pattern of instances where respondents are confused by what appears to have been the concurrent use of the AC process and other compliance initiatives for the same event. The Agency is hereby ordered to have its response to respondent's motion on file in the Board's offices by April 9, 1990, in order that the Board may consider this matter at its April 12, 1990 meeting. The Agency's response should include the following information:

- 1) a statement of the facts concerning this matter; including a chronology of the contacts between the respondent and Agency personnel, a brief description of what transpired during each contact, and whether there was any discussion of settling the matter and withdrawing the citation,
- 2) copies of all written correspondence between the respondent and the Agency relating to this event,
- 3) a statement as to whether or not the offending situation has been settled, cleaned up, rectified, or otherwise resolved,

- 4) any additional information or argument necessary to fully advise the Board as to the facts in this situation, and
- 5) any recommended disposition of the petition.

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 March, 1990, by a vote of 7-0.



Dorothy M. Gunn, Clerk,
Illinois Pollution Control Board