

ILLINOIS POLLUTION CONTROL BOARD  
September 13, 1989

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 )  
 )  
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KERR-MCGEE CHEMICAL CORPORATION, )  
a Delaware Corporation, )  
 )  
Counterclaimant, )  
 )  
v. )  
 )  
LEFTON IRON AND METAL COMPANY, )  
INC., a Missouri Corporation, and )  
LEFTON LAND AND DEVELOPMENT )  
COMPANY, INC., a Missouri )  
Corporation, )  
 )  
Counterrespondent. )

ORDER OF THE BOARD (by J. Marlin):

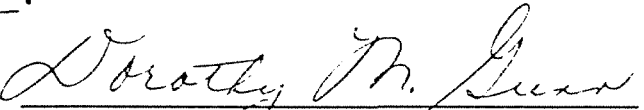
On August 11, Lefton Iron and Metal Company, Inc. and Lefton Land and Development Company, Inc. (hereafter referred to collectively as Lefton) filed, for the second time in this proceeding, a Motion for Summary Judgment. On August 16, 1989, Moss-American Corporation and Kerr-McGee Chemical Corporation (hereafter referred to collectively as the respondents) filed a response to the motion.

On August 29, 1989, the respondents filed a Cross-Motion for Summary Judgment. Also on that date, Kerr-McGee Chemical Corporation filed a Counterclaimant's Motion for Summary Judgment. On August 31, 1989, Lefton filed a motion seeking an extension of time to respond to the August 29, 1989 motions. That motion is granted, and Lefton's response shall be filed by September 15, 1989.

The Board will defer ruling upon the August 11, 1989 motion so that it can rule upon all three motions for summary judgment at the same time.

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 13<sup>th</sup> day of September, 1989, by a vote of 7-0.

  
Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board