

ILLINOIS POLLUTION CONTROL BOARD

June 6, 2002

ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY,)	
)	
Complainant,)	
)	
v.)	AC 02-54
)	(IEPA No. 179-02-AC)
RAYETTA THOMPSON,)	(Administrative Citation)
)	
Respondent.)	

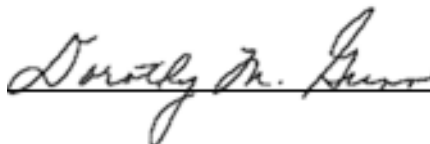
ORDER OF THE BOARD (by C.A. Manning):

On May 2, 2002, the Illinois Environmental Protection Agency (Agency) timely filed an administrative citation against Rayetta Thompson (Thompson). *See* 415 ILCS 5/31.1(c) (2000); 35 Ill. Adm. Code 108.202(c). The Agency alleges that Thompson violated Section 21(p)(1) of the Environmental Protection Act (415 ILCS 5/21(p)(1) (2000)). The Agency further alleges that Thompson violated this provision by causing or allowing the open dumping of waste in a manner resulting in litter at a facility located on Route 127 just south of the Alto Pass overpass in Union County.

However, the Agency states, in a June 4, 2002 motion to dismiss, that it failed to serve the administrative citation on Thompson within "60 days after the date of the observed violation." 415 ILCS 5/31.1(b) (2000); *see also* 35 Ill. Adm. Code 108.202(b). The Board therefore dismisses this case and closes the docket. *See* 35 Ill. Adm. Code 108.402.

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, certify that the Board adopted the above order on June 6, 2002, by a vote of 7-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board