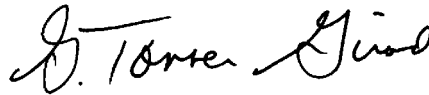


ILLINOIS POLLUTION CONTROL BOARD  
October 3, 2002

ILLINOIS ENVIRONMENTAL	)	
PROTECTION AGENCY,	)	
	)	
Complainant,	)	
	)	
v.	)	AC 03-7
	)	(IEPA No. 310-02-AC)
HERB FLANNEL and WALLACE	)	(Administrative Citation)
EXCAVATING COMPANY, an Illinois	)	
corporation,	)	
	)	
Respondents.	)	

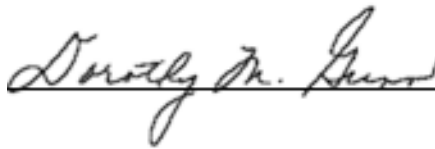
DISSENTING OPINION (by G.T. Girard):

I respectfully dissent from the Board's opinion and order issued today in this matter for the reasons enunciated in my dissenting opinion for IEPA v. Kim Joines AC 02-23 (Jan. 10, 2002).



G. Tanner Girard  
Board Member

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above dissenting opinion was submitted on October 3, 2002.



Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board