

ILLINOIS POLLUTION CONTROL BOARD  
April 24, 1986

PEOPLE OF THE STATE OF ILLINOIS, )  
 )  
 Complainant, )  
 )  
 v. ) PCB 76-84  
 )  
 SANTA FE PARK ENTERPRISES, INC., )  
 an Illinois Corporation, )  
 )  
 Respondent. )

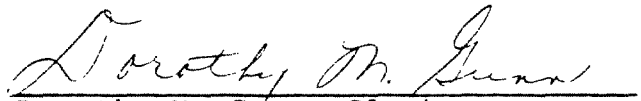
INTERIM ORDER OF THE BOARD (by J. D. Dumelle):

This matter comes before the Board upon an April 11, 1986 motion for resumption of proceedings filed on behalf of the People of the State of Illinois. This motion is in response to the Board's March 14, 1986 Interim Order in this matter which noted that the Illinois Supteme Court had denied review of the First District Appellate Court's decision upholding the constitutionality of P.A. 82-654, and stated that this matter would be dismissed unless a motion requesting some other action were filed on or before April 14, 1986. The People allege that three constitutional challenges were before the Board only one of which was decided by the Board and the courts. Therefore, the People request that the Board appoint a hearing officer "to oversee the updating of briefs in this matter so that the vagueness and special litigation constitutional challenges can be decided." No response was filed.

That motion is hereby granted in part. The Board agrees that the filing of briefs to update these issues is appropriate but does not believe that it is necessary to appoint a hearing officer at this time. Instead, briefs are hereby ordered to be filed with the Board regarding the constitutional challenges with respect to vagueness and special legislation according to the following schedule: The People's initial brief is due May 27, 1986; Santa Fe's response is due June 27, 1986; the People's reply is due July 11, 1986.

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 24<sup>th</sup> day of April, 1986 by a vote of 7-0.

  
Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board