

ILLINOIS POLLUTION CONTROL BOARD  
March 14, 1986

HILLVIEW FARMS FERTILIZERS, )  
INC., )  
 )  
Petitioner, )  
 )  
v. ) PCB 86-18  
 )  
ILLINOIS ENVIRONMENTAL )  
PROTECTION AGENCY, )  
 )  
Respondent. )  
 )  
and )  
 )  
PEOPLE OF THE STATE OF )  
ILLINOIS, )  
 )  
Intervenors. )

ORDER OF THE BOARD (by J. Anderson):

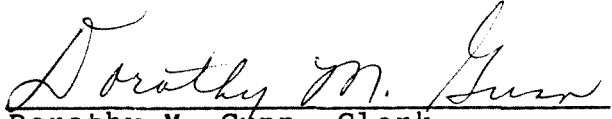
There are two motions pending in this matter: the Attorney General's February 6, 1986 motion to dismiss this appeal and the Agency's March 11 motion for extension of time in which to file the balance of the lengthy record in this matter.

The Board notes that the Agency has filed no response to the filings of the other parties concerning the motion to dismiss, despite the direction to do so in the Board's Orders of February 14 and 26. The other parties' arguments are premised on various factual assertions which either are not wholly verified or are not entirely clear to the Board, including facts as to the existence and expiration dates of recent or current permits as well as permit applications/reapplications and the Agency's treatment thereof. The Board will therefore deny the motion to dismiss at this time; however, at hearing the Board orders the Agency to respond to the various pleadings concerning the motion to dismiss. The Attorney General may renew his motion at or upon completion of hearing.

The Agency's motion for extension of time to file the balance of the record is granted, such filing to be made on or before April 3, 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 1<sup>st</sup> day of March, 1986, by a vote of 7-0.

A handwritten signature in cursive script that reads "Dorothy M. Gunn". The signature is written in dark ink and is positioned above a horizontal line.

Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board