

ILLINOIS POLLUTION CONTROL BOARD
October 22, 1981

CITIZENS AGAINST HAMPTON TOWNSHIP)
LANDFILL,)
)
 Complainant,)
)
 v.) PCB 81-155
)
 DAVID R. BLEDSOE, DAN LIGINO)
 and STEVE LIGINO,)
)
 Respondents,)
)
 and)
)
 ILLINOIS ENVIRONMENTAL PROTECTION)
 AGENCY.)

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


On September 25, 1981 Citizens Against Hampton Township Landfill (Citizens) filed an amended complaint in PCB 81-112. Since PCB 81-112 had been previously dismissed in its entirety, that amended complaint was treated as a new case and docketed as PCB 81-155. On October 19, 1981 Citizens filed a motion to consolidate the record in PCB 81-112 with PCB 81-155.

The Board finds that the first six counts of the complaint in PCB 81-155 are identical to the complaint in PCB 81-112. Since the Board has previously decided that it did not have the power to consider the complaint in PCB 81-112, the Board accordingly dismisses Counts I-VI of PCB 81-155. In addition, since the Illinois Environmental Protection Agency (Agency) is not alleged to have violated any Board rules or the Environmental Protection Act, except perhaps in its permitting capacity which the Board cannot consider, the Agency is hereby dismissed as a respondent in PCB 81-155.

The motion to consolidate is granted to the extent that the record in PCB 81-112 is hereby incorporated into the record in PCB 81-155.

IT IS SO ORDERED.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify that the above Order was adopted on the 22ND day of October, 1981 by a vote of 50.



Christan L. Moffett, Clerk
Illinois Pollution Control Board