

ILLINOIS POLLUTION CONTROL BOARD  
January 8, 1976


ENVIRONMENTAL PROTECTION AGENCY, )  
)  
Complainant, )  
)  
v. ) PCB 75-408  
)  
)  
FRANKLIN FLOWERS, ROGER FLOWERS, )  
AND CITY OF VIRDEN, a municipal )  
corporation )  
)  
Respondent. )

ORDER OF THE BOARD (by Mr. Goodman):

Respondent City of Virden's Motion to Dismiss the complaint is denied. The violations alleged occurred prior to the issuance of the operating permit. Therefore, the Complaint is not moot.

IT IS SO ORDERED.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify the above Order was adopted on the 8<sup>th</sup> day of January, 1976 by a vote of 4-0.

  
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Christan L. Moffett, Clerk  
Illinois Pollution Control Board