

ILLINOIS POLLUTION CONTROL BOARD
February 28, 1974

CITIZENS FOR A BETTER)	
ENVIRONMENT, An Illinois)	
Not-For-Profit Corporation,)	
)	
Complainant,)	
)	
v.)	PCB 74-20
)	
CIRCUIT ETCHING TECHNICS, INC.)	
An Illinois Corporation,)	
THOMAS A. SROKA, et al.,)	
)	
Respondents.)	


ORDER

Complainant has filed an action against Circuit Etching Technics, Inc., an Illinois corporation and Thomas A. Sroka alleging that they have violated certain provisions of the Environmental Protection Act and the regulations of the Pollution Control Board in the discharge of industrial wastes. Respondent Sroka moves that the action be dismissed as to him, stating that he acted only in his capacity as an officer or agent of the corporation and performed no acts as an individual. Both the complaint and the motion for dismissal are supported by affidavits.

Whether Respondent Sroka is guilty of the charges is an issue to be decided after appropriate public hearing. A dismissal at this stage would be premature. We will deny the motion but do not by our ruling make any judgment regarding the substance of Respondent Sroka's contentions regarding responsibility for the alleged acts. These are issues which may be appropriately raised upon public hearing and may be considered by the Board in its final opinion and order.

Respondent Sroka's motion to dismiss as to one party is hereby denied as premature.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board hereby certify that the above order was adopted on the 28th day of February, 1974 by a vote of 5 to 0.



Christan L. Moffett, Clerk
Illinois Pollution Control Board