

ILLINOIS POLLUTION CONTROL BOARD

October 31, 1972

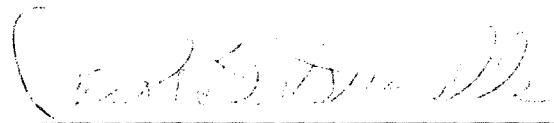
ENVIRONMENTAL PROTECTION AGENCY)
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 v.) PCB 72-265
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 J. C. DILL)
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SUPPLEMENTAL STATEMENT (by Mr. Dumelle)

While I concur in the opinion and decision I think it important to elaborate upon the deciding factor for me in not requiring a heavy penalty in this case.

In normal circumstances, a flagrant disregard as in this case, of this Board's earlier order of August 13, 1971 should bring with it severe penalties, perhaps 10 times the initial penalty of \$200; namely \$2000.

The Assistant Attorney General present at the Board meeting of October 31, 1972 volunteered the information that the earlier penalty of \$200 was currently being collected under a court order at the rate of \$10 per month. Given that court determination of poverty, it would be almost futile to add another penalty of, say, \$2000 and have that paid off in 200 months or 16.5 years from now.



Jacob D. Dumelle
Board Member

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify the above Supplemental Statement was submitted on the 16th day of November, 1972.



Christan L. Moffett, Clerk
Illinois Pollution Control Board