

ILLINOIS POLLUTION CONTROL BOARD  
December 12, 1972

ENVIRONMENTAL PROTECTION AGENCY    )  
  )  
  )  
          v.                                )       #72-79  
  )  
SANGAMO CONSTRUCTION COMPANY        )

ORDER OF THE BOARD (BY SAMUEL T. LAWTON, JR.):

Sangamo Construction Company has moved for stay of the portion of our Order entered in the above-captioned case requiring the payment of a penalty of \$5,000 pending appeal by Respondent to the Appellate Court of the State of Illinois, 4th District. As we have held in previous cases, no useful purpose would be served by insisting on the payment of the penalty, which in the event of reversal, would be required to be returned to Respondent and accordingly, the Respondent's Motion for Stay of our order with respect to the penalty of \$5,000 is granted, pending judicial review of this proceeding.

IT IS SO ORDERED.

I, Christan Moffett, Clerk of the Illinois Pollution Control Board, certify that the above Order was adopted on the 12<sup>th</sup> day of December, 1972, by a vote of 4 to 0.

