

ILLINOIS POLLUTION CONTROL BOARD
May 15, 2003

PEOPLE OF THE STATE OF ILLINOIS,)	
)	
Complainant,)	
)	
v.)	PCB 02-77
)	(Enforcement-Land)
MILLENIUM RECYCLING & SOLID WASTE)	
CONSULTANTS, Inc., an Illinois corporation,)	
SHERRI CLEMENTI, individually and as)	
President of MILLENIUM RECYCLING &)	
SOLID WASTE CONSULTANTS, Inc., and)	
MICHAEL LORENCE individually,)	
)	
Respondents.)	

ORDER OF THE BOARD (by M.E. Tristano):

This matter is before the Board on a motion for leave to file an amended complaint filed April 10, 2003, by the People of the State of Illinois (complainant). There has been no response to this motion.

On December 12, 2001, the complainant filed a four-count complaint against Millenium Recycling & Solid Waste Consultants, Inc. The four counts included open dumping, conducting a waste disposal operation without a permit, disposal of waste at an unpermitted facility, and causing or allowing litter. All the alleged violations arose from respondent's facility at 31 W 620 Spaulding Road, Elgin, Cook County.

The amended complaint, attached to the motion for leave, adds Sherri Clementi and Michael Lorence as respondents. According to the amended complaint, Sherri Clementi is the President and Registered Agent for Millenium Recycling & Solid Waste Consultants, Inc. The People allege that she had decision-making authority and communicated directly with the Illinois Environmental Protection Agency (Agency) regarding the environmental issues alleged in the complaint. The amended complaint further alleges that Michael Lorence is the Operations Manager responsible for the day-to-day operations of Millenium and was present for an Agency open dump inspection.

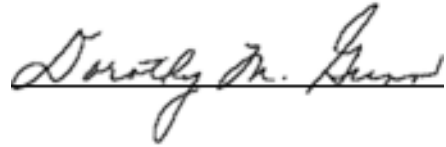
The Board grants the motion for leave to file the amended complaint. Under the Board's procedural rules, time periods within which Sherri Clementi and Michael Lorence may file any answer or responsive motion will begin to run from their respective receipt of this order.

On January 23, 2003, the Board granted Millenium's counsel leave to withdraw and ordered Millenium to retain an attorney who must file an appearance on or before February 24, 2003. To date, Millenium has not retained new counsel. In an April 28, 2003 amended hearing

officer order, this matter was referred to the Board for appropriate sanctions, if any. The Board today reserves ruling on this matter to a later date.

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, certify that the Board adopted the above order on May 15, 2003, by a vote of 7-0.

A handwritten signature in cursive script, reading "Dorothy M. Gunn", written over a horizontal line.

Dorothy M. Gunn, Clerk
Illinois Pollution Control Board