ILLINOIS POLLUTION CONTROL BOARD
June 19, 2003

PEOPLE OF THE STATE OF ILLINOIS,	)	
	)	
Complainant,	)	
	)	PCB 03-222
v.	)	(Enforcement - Air)
	)	
MECALUX ILLINOIS, INC. a Delaware corporation,	)	
	)	
	)	
Respondent.	)	

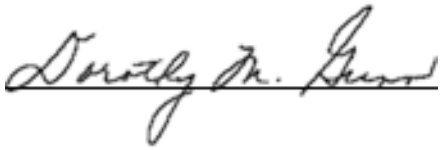
ORDER OF THE BOARD (by T.E. Johnson):

On June 6, 2003, the Office of the Attorney General, on behalf of the People of the State of Illinois (People), filed a complaint against Mecalux Illinois, Inc. (Mecalux Illinois) *See* 415 ILCS 5/31(c)(1) (2002); 35 Ill. Adm. Code 103.204. The People allege that Mecalux Illinois, Inc. violated Section 9(a), (b) of the Environmental Protection Act (415 ILCS 5/9(a), (b) (2002)) and Sections 201.141, 201.142, and 218.204 of the Air Pollution Control regulations. The People further allege that Mecalux Illinois, Inc. violated these provisions by using 537 gallons of a coating that exceeded the maximum allowable volatile organic material (VOM) content and by commencing construction of two coating without a permit. The complaint concerns Mecalux Illinois, Inc.'s metal storage system manufacturing and coating facility at 1600 North 25th Avenue, Melrose Park, Cook County.

The Board accepts the complaint for hearing. *See* 35 Ill. Adm. Code 103.212(c). A respondent's failure to file an answer to a complaint within 60 days after receiving the complaint may have severe consequences. Generally, if Mecalux Illinois, Inc. fails within that timeframe to file an answer specifically denying, or asserting insufficient knowledge to form a belief of, a material allegation in the complaint, the Board will consider Mecalux Illinois, Inc. to have admitted the allegation. 35 Ill. Adm. Code 103.204(d). The Board directs the hearing officer to proceed expeditiously to hearing.

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, certify that the Board adopted the above order on June 19, 2003, by a vote of 6-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board