ILLINOIS POLLUTION CONTROL BOARD
May 20, 2004

PEOPLE OF THE STATE OF ILLINOIS,	)	
	)	
Complainant,	)	
	)	
v.	)	PCB 04-193
	)	(Enforcement - Air)
FELLOWES MANUFACTURING	)	
COMPANY a/k/a FELLOWES, INC.,	)	
	)	
Respondent.	)	

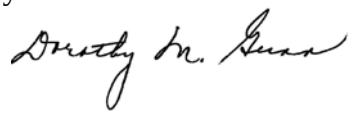
ORDER OF THE BOARD (by G.T. Girard):

On May 6, 2004, the Office of the Attorney General, on behalf of the People of the State of Illinois (People), filed a complaint against Fellowes Manufacturing Company a/k/a Fellowes, Inc. (respondent). *See* 415 ILCS 5/31(c)(1) (2002); 35 Ill. Adm. Code 103.204. The five-count complaint alleges that respondent violated Sections 9(a), (b), and 39.5(6)(b) of the Environmental Protection Act (Act) (415 ILCS 5/9(a), (b), and 39.5(6)(b) (2002)) and 35 Ill. Adm. Code 201.302(a), 201.142, 203.201, and 254.132(a). The complaint asserts that respondent violated these various provisions of the Act and Board regulations by failing to apply for and receive permits for construction and operation of sources at respondent's facility located at 1789 Norwood Avenue, Itasca, DuPage 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 respondent 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 respondent 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 May 20, 2004, by a vote of 5-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board