## ILLINOIS POLLUTION CONTROL BOARD April 19, 2007

PEOPLE OF THE STATE OF ILLINOIS,	)	
Complainant,	)	
v.	)	PCB 06-78 (Enforcement Air Water)
NORTH AMERICAN LIGHTING, INC., a	)	(Enforcement - Air, Water)
Michigan corporation,	)	
Respondent.	)	

## ORDER OF THE BOARD (by N.J. Melas):

On November 17, 2005, the Office of the Attorney General, on behalf of the People of the State of Illinois (People), filed a complaint against North American Lighting, Inc. (North American Lighting). See 415 ILCS 5/31(c)(1) (2004); 35 Ill. Adm. Code 103.204. In this case, the People allege that North American Lighting violated Section 9(a) of the Act (415 ILCS 5/9(a) (2004)) and 35 Ill. Adm. Code 201.141. The People further allege that North American Lighting violated these provisions by causing or tending to cause air pollution. The complaint concerns North American Lighting's automotive headlamp, fog lamp, and auxiliary systems manufacturing facility at 20 Industrial Park, Flora, Clay County.

On March 28, 2007, the People and North American Lighting filed a stipulation and proposed settlement, accompanied by a request for relief from the hearing requirement of Section 31(c)(1) of the Act (415 ILCS 5/31(c)(1) (2004)). This filing is authorized by Section 31(c)(2) of the Act (415 ILCS 5/31(c)(2) (2004)). See 35 Ill. Adm. Code 103.300(a). Under the proposed stipulation, North American Lighting neither admits nor denies the alleged violations but agrees to pay a civil penalty of \$20,000.

Unless the Board determines that a hearing is needed, the Board must cause notice of the stipulation, proposed settlement, and request for relief from the hearing requirement. Any person may file a written demand for hearing within 21 days after receiving the notice. If anyone timely files a written demand for hearing, the Board will deny the parties' request for relief and hold a hearing. 415 ILCS 5/31(c)(2) (2004); 35 Ill. Adm. Code 103.300(b), (c). The Board directs the Clerk of the Board to provide the required notice.

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, certify that the Board adopted the above order on April 19, 2007, by a vote of 3-0.

Dorothy M. Gunn, Clerk

Illinois Pollution Control Board