

ILLINOIS POLLUTION CONTROL BOARD  
April 15, 1982

KENNETH STEEL, et al., )  
 )  
Complainants, )  
 )  
v. ) PCB 82-16  
 )  
GEORGE BEUCHER, et al., )  
 )  
Respondents. )

ORDER OF THE BOARD (by J. Anderson):

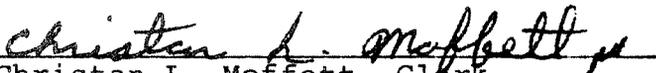
The original complaint in this action was filed February 19, 1982. Prior to any finding by the Board that this complaint is not duplicitous or frivolous pursuant to Procedural Rule 306(a), respondents essentially moved to dismiss the action, complainants responded, respondents supplemented their motion, and complainants' their response (filings of March 5, 12, and 31). In addition, on March 31, 1982 complainants moved for leave to file an amended complaint instanter.

This action has clearly gotten ahead of itself. The Board hereby determines that this matter is not duplicitous or frivolous, and accepts the amended complaint of March 31, 1982.

IT IS SO ORDERED.

Board Members J. Dumelle and I. Goodman dissented.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify that the above Order was adopted on the 15<sup>th</sup> day of April, 1982 by a vote of 3-2.

  
Christan L. Moffett, Clerk  
Illinois Pollution Control Board