

ILLINOIS POLLUTION CONTROL BOARD  
November 8, 1984

ILLINOIS ENVIRONMENTAL )  
PROTECTION AGENCY, )  
 )  
Complainant, )  
 )  
v. ) PCB 80-151  
 )  
ARCHER DANIELS MIDLAND, a )  
Delaware Corporation, )  
 )  
Respondent. )

ORDER OF THE BOARD (by J. D. Dumelle):

This matter comes before the Board upon an October 21, 1984, motion filed on behalf of the Illinois Environmental Protection Agency (Agency) requesting that the Board's March 24, 1983, Order in this matter be revised to reflect the time that the Order was stayed during appellate review (March 24, 1983 through April 26, 1984). The Agency also requests the Board to establish a briefing schedule regarding the penalty issue which was remanded to the Board. No response has been filed by Archer Daniels Midland (ADM).

The Agency's motion is granted. Conditions (2) and (3) of the Board's March 24, 1983 Order in this matter are hereby replaced by the following conditions:

2. ADM shall submit a compliance plan acceptable to the Agency to remedy these violations on or before January 3, 1985.
3. ADM shall complete construction and commence operation of the facilities described in its compliance plan and shall cease and desist from the violations noted in paragraph 1 above by January 4, 1986.

Condition (4) is hereby deleted and the following briefing schedule is hereby ordered:

The Agency shall submit a brief in support of its position relative to the issue of penalty by December 7, 1984; ADM shall file its Reply Brief by January 7, 1984; and the Agency shall file its Rebuttal Brief by January 22, 1984.

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above Order was adopted on the 8<sup>th</sup> day of November, 1984 by a vote of 6-0.

Dorothy M. Gunn  
Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board