

ILLINOIS POLLUTION CONTROL BOARD

January 21, 1999

JAMES R. and LUCILLE J. METZ,)	
)	
Complainants,)	
)	
v.)	PCB 98-18
)	(Enforcement - Citizens, Noise)
UNITED STATES POSTAL SERVICE)	
and BRADLEY REAL ESTATE,)	
)	
Respondents.)	

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

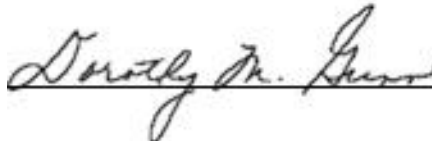
On November 24, 1998, the respondent filed a motion to reconsider the Board's October 15, 1998 order. No response to the motion for reconsideration has been filed by the complainants.

In ruling upon a motion for reconsideration, the Board is to consider factors including, but not limited to, error in the previous decision and facts in the record which are overlooked. 35 Ill. Adm. Code 101.246(d). In Citizens Against Regional Landfill v. County Board of Whiteside County (March 11, 1993), PCB 93-156, the Board stated that "[t]he intended purpose of a motion for reconsideration is to bring to the court's attention newly-discovered evidence which was not available at the time of the hearing, changes in the law, or errors in the court's previous application of the existing law." Korogluyan v. Chicago Title & Trust Co., 213 Ill. App. 3d 622, 572 N.E.2d 1154 (1st Dist. 1992).

The motion to reconsider is denied. The Board finds nothing in the motion to reconsider which persuades the Board that its decision of October 15, 1998, was in error, or that facts were overlooked.

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 21st day of January 1999 by a vote of 7-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board