ILLINOIS POLLUTION CONTROL BOARD
September 15, 1977

ENVIRONMENTAL PROTECTION AGENCY, Complainant,	)	
v.	)	PCB 75-218
E. LYSLE EPPERSON, ALPHA FAY EPPERSON and LYSLEEN HUNTER, Respondents.	)	

ORDER OF THE BOARD (by Dr. Satchell):

Respondents filed on September 9, 1977 a Motion to Dismiss the pending case on grounds of res judicata. On September 12, 1977 the Environmental Protection Agency filed its objection to dismissal and a memorandum of law concerning the issue. The Board finds that the language of the Appellate Court in no way indicates its order is a final determination. Res judicata does not apply. Respondents' motion is denied

IT IS SO ORDERED.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify the above Order was adopted on the 15th day of September, 1977 by a vote of 5-0.

Christan L. Moffett
Christan L. Moffett, Clerk
Illinois Pollution Control Board

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