

ILLINOIS POLLUTION CONTROL BOARD
October 30, 1980

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY,)	
)	
Complainant,)	
)	
v.)	PCB 79-26 and
)	PCB 79-167
CONTINENTAL GRAIN COMPANY, a Delaware Corporation,)	
)	
Respondent,)	
)	
and)	
)	
CONTINENTAL GRAIN COMPANY,)	
)	
Petitioner,)	
)	
v.)	
)	
ILLINOIS ENVIRONMENTAL PROTECTION AGENCY,)	
)	
Respondent.)	

ORDER OF THE BOARD (by I. Goodman):

The Joint Motion For Consolidation filed October 29, 1980 is granted as follows.

1. All pleadings and other documents shall be filed under the title and number corresponding to docket number PCB 79-26 only.

2. Continental has waived its statutory right to a decision within 90 days on PCB 79-167.

3. At any and all hearings held in these consolidated proceedings, the permit appeal proceeding (PCB 79-167) shall be conducted first and only when that proceeding is fully heard shall proceedings concerning the enforcement case begin. This condition is imposed because of the different scopes of discovery applicable to the two matters. It shall not be a ground for objection to discovery that the evidence will not lead to evidence admissible during the permit appeal proceeding.

4. All briefs shall be numbered separately (either PCB 79-26 or PCB 79-167) and shall address only the one proceeding so numbered.

IT IS SO ORDERED.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify that the above Order was adopted on the 30th day of October, 1980 by a vote of 50.



Christan L. Moffett, Clerk
Illinois Pollution Control Board