

ILLINOIS POLLUTION CONTROL BOARD
September 22, 1988

TROJAN CORPORATION,)
)
 Petitioner,)
)
 v.) PCB 88-156
)
 ILLINOIS ENVIRONMENTAL)
 PROTECTION AGENCY,)
)
 Respondent.)

ORDER OF THE BOARD (by B. Forcade):

On September 20, 1988, the Trojan Corporation (Ensign-Bickford Company, operator) filed a petition for variance under the signature of W.J. Caplan, Plant Manager, Wolf Lake Facility. That petition is deficient in that it:

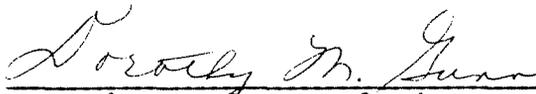
1. fails to specifically request or waive a hearing in this matter, as required by 35 Ill. Adm. Code 104.124. If hearing is waived, an affidavit in support of the facts alleged in the petition is required.

In addition, the Board received a subsequent filing on September 22, 1988, under the signature of Curtis L. DeMille, Environmental Manager. The Board is uncertain whether this subsequent filing represents an amended petition or some change in Trojan's request for variance. The Board requests that Trojan clarify the intent of its second filing.

Unless an amended petition is filed within 45 days of the date of this Order, curing the above-noted defect, this matter will be subject to dismissal.

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 23rd day of September, 1987, by a vote of 7-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board