

ILLINOIS POLLUTION CONTROL BOARD
September 18, 1980

CATERPILLAR TRACTOR COMPANY,)	
)	
Petitioner,)	
)	
v.)	PCB 80-168
)	
ILLINOIS ENVIRONMENTAL PROTECTION)	
AGENCY,)	
)	
Respondent.)	

ORDER OF THE BOARD (by I. Goodman):

The petition for variance filed on September 15, 1980 purports to waive hearing, but is unclear whether this is pursuant to Procedural Rule 401(b) or 406(b). In any event, petitions waiving hearing must be accompanied by an affidavit averring to the truth of the facts stated in the petition.

Petitioner is ordered to correct these deficiencies within 30 days. On the date the Board determines the petition to be adequate, the statutory 90-day decision period shall commence.

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 18th day of September, 1980 by a vote of 5-0.



Christan L. Moffett, Clerk
Illinois Pollution Control Board