

ILLINOIS POLLUTION CONTROL BOARD
September 21, 1977

CITIZENS FOR A BETTER ENVIRONMENT,)
)
Complainant,)
)
v.) PCB 74-171
)
BULK TERMINALS COMPANY and)
GERALD L. SPAETH,)
)
Respondents.)

- and -

ENVIRONMENTAL PROTECTION AGENCY,)
)
Complainant,)
)
v.) PCB 74-193
) CONSOLIDATED
)
BULK TERMINALS COMPANY and)
CABOT CORPORATION,)
)
Respondents.)

ORDER OF THE BOARD (by Mr. Goodman):

On September 21, 1977, Respondents filed a Motion for Rehearing on the Second Amended Motion to Dismiss denied by the Board on September 1, 1977. Contrary to Respondents' Motion for Rehearing, the Board's Order of September 1 was not based on Procedural Rule 333. The Second Amended Motion to Dismiss was denied because it raised, three years after the Amended Motion to Dismiss was denied by the Board, substantially identical issues. The Motion for Rehearing is hereby denied.

I, Christian L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify the above Order was adopted on the 29th day of September, 1977 by a vote of 4-0.


Christian L. Moffett, Clerk
Illinois Pollution Control Board

27-359

26-585

27-485