

ILLINOIS POLLUTION CONTROL BOARD
January 23 1973

ENVIRONMENTAL PROTECTION AGENCY,)
Complainant)
v.)
PEABODY COAL COMPANY (WILL)
SCARLET MINE),)
Respondent)
PEABODY COAL COMPANY,)
Respondent-Third Party Complainant)
v.)
COUNTY OF WILLIAMSON, ROBERT MAUSEY, JR.,)
UNITED STATES OF AMERICA--DEPARTMENT OF)
INTERIOR, GEORGE BARNES, LEE KIDD, BROWN)
BROS. EXCAVATING, WILLIAMSON COUNTY HIGHWAY)
DEPARTMENT, VAL G. WALKER, RODNEY G. CHOATE,)
U. S. FOREST SERVICE,)
Third Party Respondents)

#72-328

ORDER OF THE BOARD (BY SAMUEL T. LAWTON, JR.):

Third Party Respondents Brown Bros. Excavating and Val G. Walker have moved that the Third Party Complaint filed by Respondent, Peabody Coal Company, be dismissed.

We are advised that hearing on this proceeding has been completed. Accordingly, the motion to dismiss the Third Party Complaint will be taken with the case.

IT IS SO ORDERED.

I, Christan Moffett, Clerk of the Illinois Pollution Control Board, certify that the above Order was adopted on the 23RD day of January, 1973, by a vote of 3 to 0.

