

ILLINOIS POLLUTION CONTROL BOARD
January 11, 1990

REICHOLD CHEMICALS, INC.,)
)
Petitioner,)
)
v.) PCB 89-148
) (Permit Appeal)
ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
)
Respondent.)

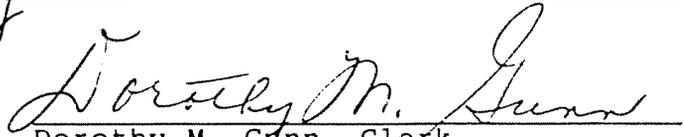
ORDER OF THE BOARD (by B. Forcade):

On December 13, 1989, Reichhold Chemicals, Inc. ("Reichhold") filed a motion to Board for reconsideration, or, in the alternative, for a stay pending appeal, as it pertained to the Board's November 8, 1989 Order. On January 2, 1990, the Illinois Environmental Protection Agency ("Agency") filed a response in opposition to the motion. On January 9, 1990, Reichhold filed a supplement to its motion and an objection to the Agency filing. The Board notes that the Agency's filing is untimely, and that filing has not been considered in today's action.

Reichhold's motion is denied. Reichhold has presented no compelling argument as to why this Board has jurisdiction here. As previously stated, the question of how the laws of the State of Illinois should be applied to the facts in Application No. 86020013 now resides in the Third District. Any questions on that issue should be addressed there. The Board notes that Reichhold has yet to explain in what manner the normal appeal procedures would have infringed its rights here.

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 11th day of January, 1990, by a vote of 7-0.


Dorothy M. Gunn, Clerk
Illinois Pollution Control Board