

ILLINOIS POLLUTION CONTROL BOARD

November 15, 1973

ENVIRONMENTAL PROTECTION AGENCY, )  
 )  
 Complainant, )  
 )  
 v. ) PCB 73-330  
 )  
 OZITE CORPORATION, a Delaware )  
 corporation, )  
 )  
 Respondent. )

ORDER OF THE BOARD (by Mr. Henss)

On November 2, 1973 Ozite Corporation filed Special and Limited Appearance and Motion to Strike and also filed a Motion to Dismiss Counts 2 and 3 of the Amended Complaint. These Motions seem to be a repetition of Motions made by the Respondent earlier.

The Special and Limited Appearance and Motion to Strike is denied for reasons expressed in our Order of September 13, 1973.

Since hearing has already been held in this matter the Motion to Dismiss Counts 2 and 3 will be taken with the case.

IT IS SO ORDERED.

Mr. Seaman was not present.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify the above Order was adopted this 15<sup>th</sup> day of November 1973 by a vote of 4 to 0.

Christan L. Moffett