ILLINOIS POLLUTION CONTROL BOARD
December 5, 1972

A. E. STALEY MANUFACTURING COMPANY	)	
	)	
	)	#71-174
v.	)	
	)	
ENVIRONMENTAL PROTECTION AGENCY	)	

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

This cause coming on to be heard on motion of A. E. Staley Manufacturing Company, petitioner herein, to dismiss the portion of the Environmental Protection Agency's recommendation characterized as a cross-complaint with respect to odor emissions from the company's facility, and counsel for the Agency having orally represented that it joined in said motion on the grounds that said proceeding would best be adjudicated in an enforcement action;

IT IS HEREBY ORDERED that said cross-complaint with respect to odor emissions be and the same is hereby dismissed and the notice of hearing with respect thereto is vacated and set aside, all of the foregoing without prejudice to either party to prosecute or defend a proceeding with respect to odors from A. E. Staley Manufacturing Company's facilities in Decatur.

I, Christan Moffett, Clerk of the Illinois Pollution Control Board, certify that the above Order was adopted on the 5th Day of December, 1972, by a vote of 4 to 0.

Christan L. Moffett