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MAY 13 2014

STATE OF ILLINOIS  
Pollution Control Board

ILLINOIS POLLUTION CONTROL BOARD  
May 13, 2014

PEOPLE OF THE STATE OF ILLINOIS, )  
)  
Complainant, )  
)  
v. ) PCB 14-114  
) (Enforcement – Air)  
HENDRICKSON USA, L.L.C., a Delaware )  
corporation, )  
)  
Respondent. )



ORIGINAL

**HEARING OFFICER ORDER**

On April 14, 2014, the complainant filed a “Motion for Leave to File First Amended Complaint”, with an attached First Amended Complaint. Complainant states that the Amended Complaint would change the name of the respondent from Hendrickson Bumper & Trim USA, L.L.C., a Delaware corporation to Hendrickson USA, L.L.C., a Delaware corporation. Motion at 2. Therefore, complainant asks leave to amend the caption and any other portions of the complaint, which the First Amended Complaint does, to reflect the proper name of respondent. *Id.*

Section 2-401 (b) of the Illinois Code of Civil Procedure, 735 ILCS 5/2-401 (b) (2012), provides as follows:

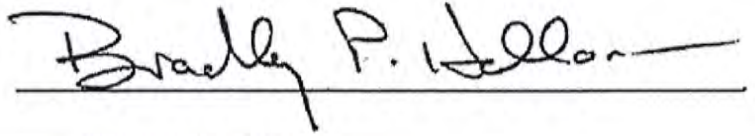
Misnomer of a party is not a ground for dismissal but the names of any party may be corrected at any time, before or after judgment, on motion, upon any terms and proof that the court requires.

The respondent has not filed a response to complainant’s motion. Thus, any objection to the granting of the motion is waived. *See* 35 Ill. Adm. Code 101.500(d).

Complainant’s motion is granted and the caption in this order has been amended to reflect the adopted correction.

The parties or their legal representatives are directed to appear at a telephonic status conference with the hearing officer on May 29, 2014, at 9:30 a.m. The telephonic status conference must be initiated by the complainant, but each party is nonetheless responsible for its own appearance. At the conference, the parties must be prepared to discuss the status of the above-captioned matter and their readiness for hearing. If, however, a stipulation is filed prior to the next status conference, the conference will be cancelled without further notice.

IT IS SO ORDERED.

A handwritten signature in black ink that reads "Bradley P. Halloran". The signature is written in a cursive style and is positioned above a solid horizontal line.

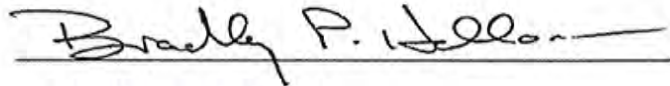
Bradley P. Halloran  
Hearing Officer  
Illinois Pollution Control Board  
James R. Thompson Center, Suite 11-500  
100 W. Randolph Street  
Chicago, Illinois 60601  
312.814.8917  
Brad.Halloran@illinois.gov

## CERTIFICATE OF SERVICE

It is hereby certified that true copies of the foregoing order were mailed, first class, on May 13, 2014, to each of the persons on the attached service list.

It is hereby certified that a true copy of the foregoing order was hand delivered to the following on May 13, 2014:

John T. Therriault  
Illinois Pollution Control Board  
James R. Thompson Center  
100 W. Randolph St., Ste. 11-500  
Chicago, Illinois 60601



Bradley P. Halloran  
Hearing Officer  
Illinois Pollution Control Board  
100 W. Randolph Street, Suite 11-500  
Chicago, Illinois 60601

SERVICE LIST

PCB 2014-114  
Hendrickson Bumper & Trim  
501 Canton Farm Road  
Crest Hill, IL 60435

PCB 2014-114  
Elizabeth Wallace  
Office of the Attorney General  
69 W. Washington Street  
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Chicago, IL 60602

PCB 2014-114  
Sammy David  
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