

ILLINOIS POLLUTION CONTROL BOARD  
December 27, 1971

ENVIRONMENTAL PROTECTION AGENCY )  
 )  
 ) #71-234  
 v. )  
 )  
 FRANK COBIN, d/b/a COBIN SALVAGE )  
 COMPANY )

SUPPLEMENTAL OPINION AND ORDER OF THE BOARD (BY MR. LAWTON):

On November 11, 1971, we entered an Order in the above-captioned matter directing Respondent to cease and desist open burning and the conduct of a salvage operation by open burning, and assessed a penalty in the amount of \$3,000.00 for violation of the Environmental Protection Act, Section 9(c), and Section 2-1.1 and 2-1.2 of the Rules and Regulations Governing the Control of Air Pollution.

On December 17, 1971, Respondent moved that the November 11, 1971 Order be stayed, pending direct review in the Appellate Court.

For reasons previously set forth in Spartan Printing Company v. Environmental Protection Agency, #71-19, we stay the portion of our Order assessing the penalty, on condition that a bond to secure payment thereof in event of an adverse judicial decision, is filed with the Environmental Protection Agency within 15 days after receipt of this Order. In all other respects the motion for stay is denied.

I, Christan Moffett, Acting Clerk of the Pollution Control Board, certify that the above Supplemental Opinion and Order was adopted on the 27 day of December, 1971 by a vote of 4-0.

