

ILLINOIS POLLUTION CONTROL BOARD
March 15, 1973

CITIZENS FOR A BETTER ENVIRONMENT)
)
)
 v.) #72-464
)
 JOLIET ARMY AMMUNITION PLANT,)
 UNITED STATES ARMY AMMUNITION)
 PROCUREMENT AND SUPPLY AGENCY; and)
 UNIROYAL, INC.)

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

Motion to dismiss has been filed by the United States Attorney for the Northern District of Illinois, which motion is based on the doctrine of sovereign immunity. We have recently considered the same contention in a similar case and, accordingly, deny the motion to dismiss. See Citizens For A Better Environment, An Illinois Not-for-Profit Corp. v. The United States Government, Thru its Ownership and Operation of the Glenview Naval Air Station and Captain P. G. Merchant, Commanding Officer, #73-19 (February 27, 1973).

IT IS SO ORDERED.

I, Christan Moffett, Clerk of the Illinois Pollution Control Board, certify that the above Order was adopted on the 15th day of March, 1973, by a vote of 4 to 0.

Christan L. Moffett