

ILLINOIS POLLUTION CONTROL BOARD  
January 23, 1975

ENVIRONMENTAL PROTECTION AGENCY,  
Petitioner,

v.

PCB 73-514

NATIONAL PHOSPHATE CORPORATION,  
Respondent,

ORDER OF THE BOARD (by Mr. Dumelle):

Respondent's Motion for Modification of Order is hereby denied. The Opinion and Order of the Board entered on December 5, 1974 does not preclude the Agency from issuing an operating permit to Respondent providing for continued operation of an emission source during periods of malfunction of the pollution control equipment in accordance with Rule 105(a) of the Air Pollution Regulations. Respondent's request is premature at this time because there is no showing that Respondent has sought the requested relief from the Agency.

IT IS SO ORDERED.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify the above Order was adopted on the 23<sup>RD</sup> day of January, 1975 by a vote of 4-0.



Christan L. Moffett, Clerk  
Illinois Pollution Control Board