

ILLINOIS POLLUTION CONTROL BOARD
July 12, 1973

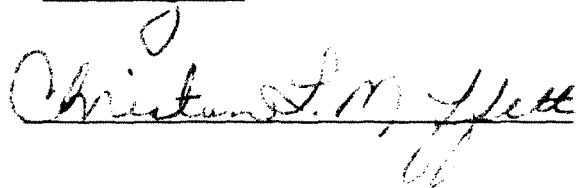
ENVIRONMENTAL PROTECTION AGENCY,)
)
 Complainant,)
)
 v.) PCB 73-109
)
ARNOLD N. MAY, HILLVIEW FARMS)
FERTILIZERS, INC.,)
)
 Respondents.)

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

Respondents have filed a motion for jury trial, a motion for dismissal, and a motion to strike the amended complaint. The motion for jury trial and the motion to strike the amended complaint are denied. The motion for dismissal contending that the subject matter of the proceeding is fertilizer and not subject to Board control will be deferred for decision pending receipt of the Agency's response to this motion.

IT IS SO ORDERED.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, certify that the above Order was adopted by the Board on the 12th day of July, 1973, by a vote of 4 to 0.


Christan L. Moffett