ILLINOIS POLLUTION CONTROL BOARD August 7, 2003

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ORDER OF THE BOARD (by N.J. Melas):

On July 28, 2003, the Office of the Attorney General, on behalf of the People of the State of Illinois (People), filed a nine-count complaint against Internatic Incorporated (Internatic). *See* 415 ILCS 5/31(c)(1) (2002); 35 Ill. Adm. Code 103.204. The People allege that Internatic violated several provisions of the Act and Board rules (415 ILCS 5/9(a) and (b), 9.1(d)(1), 39.5(6)(a) and (b) (2002); 35 Ill. Adm. Code 201.142, 203.201, 203.203(a) and (b), 205.150(c), 205.205(a), 205.720, 218.105(d)(2)(A)(iii)) by way of operating five sheet-fed offset printing presses.

The People further allege that Intermatic violated these provisions by: (1) failing to obtain a construction permit for any of the five presses; (2) failing to modify a Clean Air Act permit before operating the fifth press; (3) failing to comply with Emission Reduction Marketing System Requirements; (4) constructing a major modification to a source (the fifth press) without complying with New Source Review requirements; (5) failing to comply with volatile organic material emissions limitations; (6) failing to comply with idling emission limitations; (7) failing to properly maintain and operate a carbon adsorber; (8) failing to submit idling emission limit exceedance reports and compliance certifications; and (9) failing to submit annual compliance certifications. The complaint concerns Intermatic's facility located at 7777 Winn Road, Spring Grove, McHenry County, where it manufactures electrical items such as low voltage lighting, professional lighting, photo controllers, surge suppressor strips, and timers.

The Board accepts the complaint for hearing. *See* 35 Ill. Adm. Code 103.212(c). A respondent's failure to file an answer to a complaint within 60 days after receiving the complaint may have severe consequences. Generally, if Intermatic fails within that timeframe to file an answer specifically denying, or asserting insufficient knowledge to form a belief of, a material allegation in the complaint, the Board will consider Intermatic to have admitted the allegation. 35 Ill. Adm. Code 103.204(d). The Board directs the hearing officer to proceed expeditiously to hearing.

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, certify that the Board adopted the above order on August 7, 2003, by a vote of 7-0.

Dorothy Mr. Hunr

Dorothy M. Gunn, Clerk Illinois Pollution Control Board