ILLINOIS POLLUTION CONTROL BOARD
July 24, 2003

PEOPLE OF THE STATE OF ILLINOIS,	)	
	)	
Complainant,	)	
	)	
v.	)	PCB 04-8
	)	(Enforcement - Land)
GREG PREY, individually and d/b/a KING TIRE,	)	
	)	
	)	
Respondent.	)	

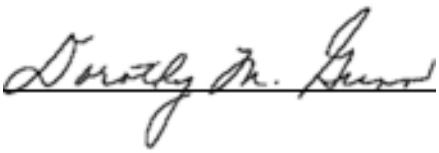
ORDER OF THE BOARD (by T.E. Johnson):

On July 14, 2003, the Office of the Attorney General, on behalf of the People of the State of Illinois (People), filed a complaint against Greg Prey d/b/a King Tire. *See* 415 ILCS 5/31(c)(1) (2002); 35 Ill. Adm. Code 103.204. The People allege that Greg Prey violated Sections 21(k); 55(a)(4), (d)(1), (e), and (g); and 55.6(b) of the Environmental Protection Act (415 ILCS 5/ (2002)) and 35 Ill. Adm. Code 848.202(b)(1), (b)(2), (b)(4), (b)(5) and 848.601(a). The People further allege that Greg Prey violated these provisions by storing more than 50 used tires and up to 2,400 new, used, and waste tires without registering as a tire storage site and paying the annual fee, by storing used tires in violation of established standards for storage of used tires, and by transporting used tires in a vehicle bearing expired transported placards. The complaint concerns Greg Prey's tire retail facility located at 237 First Street, LaSalle, LaSalle County.

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 Greg Prey 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 Greg Prey 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 July 24, 2003, by a vote of 6-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board