

ILLINOIS POLLUTION CONTROL BOARD
November 2, 1989

ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
 Petitioner) AC 89-196
) (Administrative Citation)
 v.)
))
WAYNE D. MOLEN and FARMERS &)
MERCHANTS STATE BANK,)
 Respondents)

ORDER OF THE BOARD (by J. Marlin):

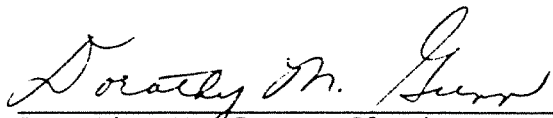
This matter is before the Board on an October 30, 1989 letter from the respondent, Farmers & Merchants State Bank. The Board construes this letter as a motion for reconsideration of its Order of October 18, 1989, in which the Board entered a judgment in default against the respondents. This letter asserts facts not of record. It also includes no certificate of service on the Environmental Protection Agency (Agency).

For the foregoing reasons, the Board hereby directs as follows:

1. Farmers & Merchants State Bank has ten days from the date of this order within which to refile a motion for reconsideration together with proof of service on the Agency and supporting affidavits as to any facts not of record that it wishes to assert, and
2. The Agency is given ten days from the date of any motion for reconsideration from Farmers & Merchants State Bank within which to file a response.

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above Order was adopted on the 2nd day of November, 1988, by a vote of 6-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board