

ILLINOIS POLLUTION CONTROL BOARD

December 19, 1996

IRMA L. LOPEZ, JOSE MARTINEZ, JOEL)	
R. GARAY, AND JOSE GONZALEZ,)	
)	
Complainants,)	
)	PCB 97-17
v.)	(Enforcement - RCRA)
)	
CELOTEX CORPORATION,)	
ALLIEDSIGNAL, INC., AND)	
THE ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY,)	
)	
Respondents.)	

ORDER OF THE BOARD (by C.A. Manning):

On October 17, 1996 the Board entered an order which granted complainants' motion for continuance to respond to AlliedSignal Inc.'s (AlliedSignal) September 16, 1996 motion to dismiss. Complainants stated in their motion to continue that, due to the pending resolution of a similar action before the United States Environmental Protection Agency (USEPA), they might voluntarily dismiss the present action against AlliedSignal. The Board accordingly granted complainants' motion to continue, and reserved ruling on all pending motions in this matter. The Board also directed complainants to file either a response to AlliedSignal's motion, or a status report, by December 2, 1996.

The Board has not yet received any filings from complainants. However, the Board received a notice of withdrawal of appearance by complainants' attorney on December 11, 1996. Therefore, on or before January 21, 1997, the Board directs complainants to: (1) advise the Board in writing whether they will be appearing *pro se* in this matter (that is, prosecuting their own case without an attorney) or to have an attorney file an appearance on behalf of the complainants, and (2) file either a response to AlliedSignal's motion to dismiss, or a status report.

The Board also directs AlliedSignal to file a status report concerning the pending resolution of the similar action before the USEPA by January 21, 1997. The Board again reserves ruling on all pending motions in this matter.

IT IS SO ORDERED.

Board Member K.M. Hennessey abstained.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby
certify that the above order was adopted on the ____ day of _____, 1996, by a
vote of _____.

Dorothy M. Gunn, Clerk
Illinois Pollution Control Board