

ILLINOIS POLLUTION CONTROL BOARD
October 18, 1989

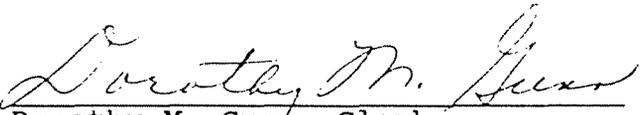
VILLAGE OF KILDEER,)
)
 Complainant,)
)
 v.) PCB 88-173
) Enforcement
)
 VILLAGE OF LAKE ZURICH,)
)
 NICHOLS GROVE PROPERTIES,)
)
 LIBERTY LAKE PARTNERSHIP,)
)
 ESR/ANDEN CORPORATION,)
)
 LEXINGTON DEVELOPMENT CO., and)
)
 LEXINGTON HOMES, INC.)
)
 Defendants.)

ORDER OF THE BOARD (by J. Theodore Meyer):

This matter is before the Board on a September 11, 1989 motion by ESR/Anden Corporation and Town and Country Homes. The movants seek to have ESR/Anden dismissed as a party to this proceeding and to substitute Town and Country Homes as a party defendant. Complainant the Village of Kildeer has filed no objection to the motion. Movants state that ESR/Anden sold its interest in the property at issue on May 1, 1989, and that Town and Country is the successor in interest to ESR/Anden and has succeeded to all its interest in the permit issued to ESR/Anden by the Illinois Environmental Protection Agency on September 21, 1987. Town and Country consents to the requested substitution, and its attorneys have filed an appearance in this proceeding. The motion is granted. ESR/Anden is hereby dismissed as a party to this proceeding, and Town and Country is substituted as a party defendant. The caption of this proceeding shall be changed to reflect this dismissal and substitution in all future filings and Board orders.

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 18th day of October, 1989, by a vote of 7-0.


Dorothy M. Gunn, Clerk
Illinois Pollution Control Board