

ILLINOIS POLLUTION CONTROL BOARD  
April 27, 1989

IN THE MATTER OF: )  
 )  
E & E HAULING COMPANY, ) AC 88-76  
 ) and  
Respondent. ) AC 88-77

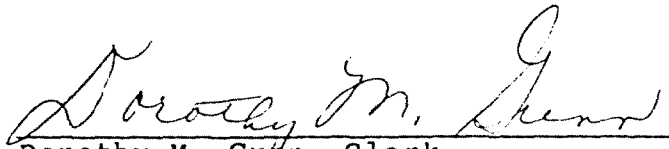
INTERIM ORDER OF THE BOARD (by J. Anderson):

On August 2, 1988, in each of the above captioned cases, E & E Hauling Company ("E & E Hauling") filed a petition for review of an administrative citation issued by the County of DuPage, on July 18, 1988, pursuant to authority delegated by the Illinois Environmental Protection Agency ("Agency"). On December 30, 1988, the Board received the transcript for a combined hearing held on December 8, 1988 for both of these matters. At hearing, the parties agreed to a briefing schedule allowing the Agency attorney (apparently participating as lead counsel) to submit a brief three weeks after receiving a copy of the hearing transcript and allowing E & E Hauling to submit its brief three weeks thereafter.

To date, over three months later, no briefs have been submitted and no motions have been filed. Since the three week deadline to submit the briefs has long since passed, the Board, on its own motion, hereby orders that the Agency submit its briefs by May 8, 1989 or be subject to sanctions, including dismissal of these cases.

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above Interim Order was adopted on the 27<sup>th</sup> day of April, 1989, by a vote of 7-0.

  
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Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board