

ILLINOIS POLLUTION CONTROL BOARD
August 24, 1995

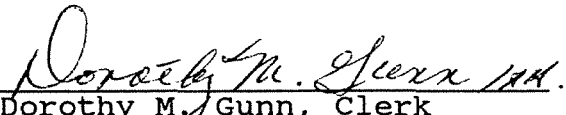
PEOPLE OF THE STATE OF ILLINOIS,)
)
 Complainant,)
)
 v.) PCB 94-127
) (Enforcement)
)
 JAMES LEE WATTS, individually)
 and d/b/a WATTS TRUCKING)
 SERVICE, INC., and ESG WATTS,)
 INC.,)
)
 Respondents.)

ORDER OF THE BOARD (by G. T. Girard):

On August 15, 1995, respondents filed a motion for stay pending appeal. On August 24, 1995, the Board received a response to the motion to stay from the complainant. Respondents seek a stay of the portion of the Board's orders of May 4, 1995, and July 7, 1995, imposing a \$60,000 penalty. On August 10, 1995, the respondents filed an appeal in the appellate court.¹ Therefore, the Board is without jurisdiction and the motion for stay is denied. Respondents are, of course, free to raise their motion for stay in the appellate court.

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 24th day of August, 1995, by a vote of 7-0.


Dorothy M. Gunn, Clerk
Illinois Pollution Control Board

¹ ESG Watts, Inc. v. Illinois Pollution Control Board and People of the State of Illinois, 4-95-0642 (August 10, 1995).