

ILLINOIS POLLUTION CONTROL BOARD
June 3, 1993

WAYNE COUNTY HEALTH DEPARTMENT,)	
)	
Complainant,)	
)	
v.)	AC 93-7
)	(Administrative Citation)
WILLIAM G. BUCKLES, JR.,)	
)	
Respondent.)	

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

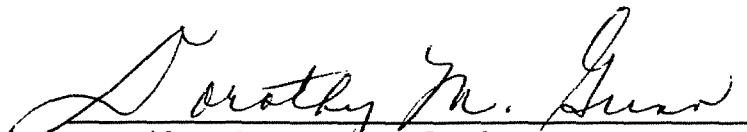
This matter is before the Board on a motion to vacate the Board's order of dismissal of this administrative citation filed on May 21, 1993. On April 22, 1993, the Board dismissed this case because the complainant failed to prove that the respondent had been served with the administrative citation within sixty days after the date of the observed violation in accordance with Section 31.1 of the Environmental Protection Act. (415 ILCS 5/31.1 (1992.)).

In support of its motion complainant states that the respondent was served on February 10, 1993. Additionally, petitioner has attached a copy of the certified mail receipt which shows that the respondent received service on February 10, 1993.

Based upon the fact that the respondent was served within the statutory time period the Board hereby vacates its order of April 22, 1993, dismissing this action. This docket is re-opened.

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 3rd day of June, 1993, by a vote of 6-0.


 Dorothy M. Gunn, Clerk
 Illinois Pollution Control Board