

ILLINOIS POLLUTION CONTROL BOARD
February 22, 1990

ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
)
Complainant,)
)
v.) AC 89-276
) (IEPA Docket No. 10046-AC)
) (Administrative Citation)
ROCKFORD SPEEDWAY, INC., an)
Illinois corporation,)
)
Respondent.)

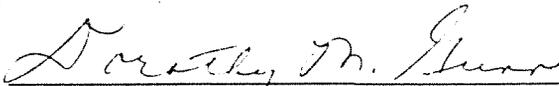
ORDER OF THE BOARD (by J. Marlin):

This matter comes before the Board on Respondent Rockford Speedway, Inc.'s Motion to Reconsider and Vacate Order filed February 13, 1990. The Respondent's Motion seeks to vacate the Board's Default Order of January 25, 1990.

The Motion for Reconsideration and Vacate Order is denied. Respondent retained counsel after receiving the Administrative Citation. It is not alleged that counsel did not have an opportunity to prepare a Petition for Review of the Agency's Citation. Rather, counsel "was under the impression" that someone else had. The Board finds that the Respondent's allegations do not demonstrate just cause for vacating the Board Order. Therefore, Respondent's Motion is denied.

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 22nd day of February, 1990, by a vote of 7-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board