

ILLINOIS POLLUTION CONTROL BOARD
March 8, 1990

ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
)
Complainant,)
)
v.) AC 89-122
) (IEPA Docket No. 9698-AC)
) (Administrative Citation)
STRYKER INTERNATIONAL,)
)
Respondent.)

ORDER OF THE BOARD (by J. Marlin):

This matter is before the Board upon its own motion. On June 13, 1989, an Administrative Citation was filed with the Board pursuant to Section 31.1 of the Illinois Environmental Protection Act (Act) by the Illinois Environmental Protection Agency (Agency). A copy of that Administrative Citation is attached hereto, but will not be printed in the Board's Opinion Volumes. Service of the Administrative Citation was made upon Stryker International on June 12, 1989. The Agency alleges that on April 14, 1989, Stryker International, present operator of a facility located in the County of Cook, violated Sections 21(p)(12), 21(p)(3) and 21(p)(1) of the Act. The statutory penalty established for each of these violations is \$500.00 pursuant to Section 42(b)(4) of the Act.

A Petition for Review was filed on July 17, 1989 to contest Paragraph A(ii) of the Administrative Citation (alleging the violation of 21(p)(3) of the Act. Subsequently, the Board allowed the Citation to be amended to withdraw Paragraph A(ii), leaving two counts of violation. The Petition for Review was dismissed as moot. There are no further issues in controversy in this case.

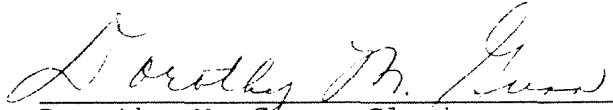
Therefore, pursuant to Section 31.1(d)(1), the Board finds that Stryker International has violated the provisions alleged in the amended Administrative Citation. Since there are two (2) such violations, the total penalty to be imposed is \$1,000.00.

It is hereby ordered that, unless the penalty has already been paid, within 30 days of the date of this Order Stryker International shall, by certified check or money order payable to the State of Illinois and designated for deposit into the Environmental Protection Trust Fund, pay a penalty in the amount of \$1,000.00 which is to be sent to:

Illinois Environmental Protection Agency
Fiscal Services Division
2200 Churchill Road
Springfield, Illinois 62706

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 8th day of March, 1990, by a vote of 7-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board