

ILLINOIS POLLUTION CONTROL BOARD
September 13, 1989

DANIEL LORDEN AND HELEN LORDEN,)
)
 Complainants,)
)
 v.)
)
)
SHERIDAN SOUTH CONDOMINIUM)
ASSOCIATION,)
)
 Respondent.)

PCB 89-19

ORDER OF THE BOARD (by J. Marlin):

This matter comes before the Board upon a letter received on September 1, 1989 from the hearing officer in this matter. The hearing officer's letter refers the Board to a motion to compel filed by the Complainants on June 30, 1989.

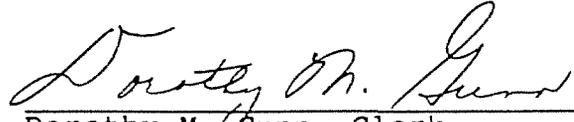
In response to the Complainants' motion to compel, the respondent filed a motion for continuance on July 14, 1989. The respondent's motion for continuance requested until August 14, 1989 to obtain an attorney and respond to the Complainants' motion to compel. In an amended hearing officer scheduling order of July 19, 1989, the hearing officer granted respondent's motion for continuance and directed that respondent's attorney file an appearance with the Board by August 14, 1989. The hearing officer also allowed the respondent until September 8, 1989 to respond to the Complainants' motion to compel.

At this time the respondent's attorney has not filed an appearance nor has the respondent responded to the motion to compel. As such, the respondent is currently in violation of the hearing officer's July 19, 1989 Order by not complying with the August 14, 1989 and the September 8, 1989 deadlines.

The Board will rule upon the Complainants' motion to compel in this matter. The Board will allow respondent 10 days to file an appearance by their attorney and respond to the motion to compel as stated in respondent's motion for continuance. These filings must be received by the Board on or before September 25, 1989. The Board will consider Complainants' motion to compel after September 25, 1989 whether or not such filings are received.

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 13th day of September, 1989, by a vote of 7-0.



Dorothy M. Gunn, Clerk,
Illinois Pollution Control Board