

ILLINOIS POLLUTION CONTROL BOARD
December 6, 1989

ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
)
Petitioner,)
)
v.) AC 89-88
) (IEPA Case No. 9616-AC)
) (Administrative Citation)
)
JOHN TIMPE,)
)
Respondent.)

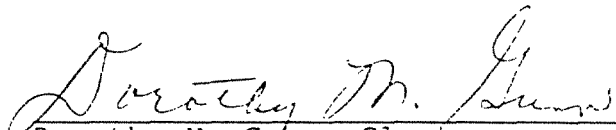
ORDER OF THE BOARD (by J. Marlin):

This matter comes before the Board on a November 16, 1989 motion to vacate and dismiss filed by the Illinois Environmental Protection Agency. The Agency asserts that the site inspection that gave rise to the administrative citation occurred on March 10, 1989, but the Agency failed to effect service of that citation on John Timpe until May 13, 1989. The Board issued a default order against Timpe on June 22, 1989.

The Board hereby grants the Agency's motion: The Order of June 22, 1989 is vacated, and this matter is dismissed.

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 6th day of December, 1989, by a vote of 6-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board