

ILLINOIS POLLUTION CONTROL BOARD
June 5, 1986

AMERICANS FOR A CLEAN ENVIRONMENT,)
)
 Complainant,)
)
 v.) PCB 86-68
)
 MERVIS INDUSTRIES, ET AL.,)
)
 Respondents.)

ORDER OF THE BOARD (by J. D. Dumelle):

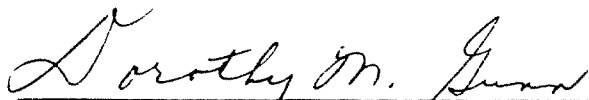
This matter comes before the Board upon motions to dismiss filed on behalf of the Illinois Environmental Protection Agency (Agency) and the Illinois Attorney General on May 30, 1986; on behalf of Mervis Industries and H & L Disposal Company on June 4, 1986; and on behalf of Vermilion County on June 5, 1986. At the frivolous and duplicitous hearing held today the County Health Department indicated that the County's motion was also intended to include it. However, that is not apparent from the face of the motion.

The motions to dismiss filed by the Agency and the Attorney General are hereby granted. The Board, however, reserves ruling on the other motions. Leave is granted to clarify or supplement those motions by filings on or before June 13, 1986.

IT IS SO ORDERED.

Board Member J. T. Meyer dissented.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above Order was adopted on the 5th day of June, 1986 by a vote of 6-1.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board