

ILLINOIS POLLUTION CONTROL BOARD
July 16, 1987

IN THE MATTER OF:)
)
MILO LAMBERT and CHARLES E.) AC 87-17
FITZPATRICK,) (IEPA NO. 8264-AC)
)
Respondents.)

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

This matter comes before the Board upon a March 2, 1987 filing of an Administrative Citation pursuant to Section 31.1 of the Illinois Environmental Protection Act (Act) by the Illinois Environmental Protection Agency (Agency). The Agency alleges that Milo Lambert and Charles E. Fitzpatrick, Respondents, violated Sections 21(p)(5), 21(p)(12) and 21(p)(11) of the Act. The statutory penalty established for each of these violations is \$500 pursuant to Section 42(b)(4) of the Act.

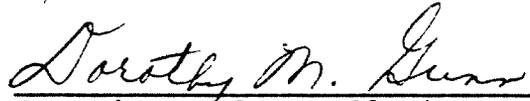
Respondents filed a petition for review on April 2, 1987. On July 2, 1987, Respondents filed a motion to dismiss, stating that they desire that the petition be withdrawn and that this matter be dismissed. On July 15, 1987, the Agency filed a motion to join Respondent's motion. Apparently the Respondents had previously acknowledged two of the violations and had paid \$1,000. On July 2, 1987, the date Respondent's filed their motion to withdraw, Respondents paid the remaining \$500 penalty. As the Agency states that all pending matters have been satisfied, the motions are granted and this proceeding is dismissed.

It is hereby ordered that, unless the penalty has already been paid, within 30 days of the date of this Order Milo Lambert and Charles E. Fitzpatrick 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 \$1,500 which is to be sent to:

Illinois Environmental Protection Agency
Fiscal Services Division
2200 Churchill Road
Springfield, IL 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 16th day of July, 1987 by a vote of 6-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board