

ILLINOIS POLLUTION CONTROL BOARD
June 29, 1984

OUTBOARD MARINE CORPORATION,)
)
 Petitioner,)
)
 v.) PCB 84-26
)
 ILLINOIS ENVIRONMENTAL)
 PROTECTION AGENCY and)
 AMERICAN TOXIC DISPOSAL, INC.,)
)
 Respondents.)

ORDER OF THE BOARD (by J. Anderson)

On June 20, 1984 the Board entered a Final Order in this proceeding. On June 21, 1984, American Toxic Disposal, Inc. (ATD) filed a Motion for Modification of that order pursuant to Section 103.240 of the Board's procedural Rules (35 Ill. Adm. Code 103.240).

ATD moves the Board to delete the first paragraph of the June 20, 1984 Order stating that this portion of the Order is contrary to the law and evidence in this proceeding. The Motion contains no legal or evidentiary support for this contention. However, ATD requests leave to file a Memorandum in Support of its Motion.

The Board hereby grants ATD leave to file, on or before July 3, 1984, a Supporting Memorandum which will complete the Motion and enable the Board to rule on it. Any responses to the Motion and Supporting Memorandum must be filed no later than July 17, 1984.

Since the subject of the Motion and Final Order is material which is claimed by ATD to be a trade secret, the Board notes that ATD may request that any portion of its Supporting Memorandum be kept secure from unauthorized access in accordance with the Part 120 procedures. Such portion shall be separately filed and only 1 copy need be provided.

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 29th day of June, 1984 by a vote of 5-0.

Dorothy M. Gunn
Dorothy M. Gunn, Clerk
Illinois Pollution Control Board