

ILLINOIS POLLUTION CONTROL BOARD
June 14, 1984

TARACORP, INC.,)	
)	
Petitioner,)	
)	
v.)	PCB 84-56
)	
ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY,)	
)	
Respondent.)	

ORDER OF THE BOARD (by J. Anderson):

On May 22, 1984, the Agency, by the Attorney General, moved for dismissal of this action on the grounds that Taracorp had refused in its pleadings to submit itself to the jurisdiction of the Board. Taracorp filed a response June 6, to which the Agency filed a reply June 7.

The motion to dismiss is denied. Section 40 of the Act gives the Board subject matter jurisdiction in permit appeals and Taracorp in its May 29 filing affirmatively states that it has "submitted its person to the jurisdiction of the Board" (p. 2).

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 14th day of June, 1984 by a vote of 6-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board