

ILLINOIS POLLUTION CONTROL BOARD  
February 9, 1984


CENTRAL ILLINOIS PUBLIC )  
SERVICE CO., )  
 )  
Petitioner, )  
 )  
v. ) PCB 83-151  
 )  
ILLINOIS ENVIRONMENTAL )  
PROTECTION AGENCY, )  
 )  
Respondent. )

ORDER OF THE BOARD (by J. Anderson):

On January 27, 1984, CIPS moved for leave to withdraw this NPDES permit appeal on the grounds that the Agency "issued" a modified permit on January 18, 1984 to become effective on February 17, 1984. Consistent with the rationale expressed in Caterpillar Tractor Co. v. IEPA, PCB 79-180, July 14, 1983, the Board will accept CIPS "ratification" of the January 18 permit. As the permit by its terms is to become effective after today's date, the February 17, 1984 effective date need not be adjusted. This action is dismissed.

IT IS SO ORDERED.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify that the above Opinion and Order was adopted on the 9<sup>th</sup> day of February, 1984 by a vote of 7-0.

  
Christan L. Moffett, Clerk  
Illinois Pollution Control Board