

ILLINOIS POLLUTION CONTROL BOARD
July 31, 1986

ILLINOIS ENVIRONMENTAL PROTECTION)
AGENCY,)
)
Complainant,)
)
v.) PCB 86-7
)
FRITZ ENTERPRISES, INC.,)
)
Respondent.)

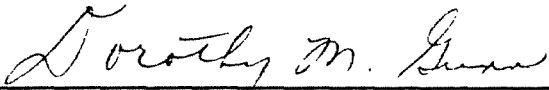
ORDER OF THE BOARD (by J. Anderson):

On July 18, 1986, Fritz filed alternative motions to dismiss or for summary judgment, to which the Agency filed an objection on July 25. Fritz filed a reply thereto on July 29, leave to file said reply being hereby granted.

Based on these pleadings, the Board finds that there appear to be genuine issues of material fact which must be fully developed and addressed at hearing before the Board can make findings of fact on which it may base its conclusions of law. Fritz' alternative motions are therefore denied.

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 31st day of July, 1986 by a vote of 5-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board