

ILLINOIS POLLUTION CONTROL BOARD  
September 7, 1978

ENVIRONMENTAL PROTECTION AGENCY, )  
 )  
Complainant, )  
 )  
v. ) PCB 78-38  
 )  
JOYCE E. FRYE AND WATTS TRUCKING )  
SERVICE, INC., )  
 )  
Respondents. )


ORDER OF THE BOARD (by Mr. Goodman):

On August 18, 1978, Respondent Watts Trucking Service, Inc., (Watts) filed an Application for Non-Disclosure requesting that financial records documents submitted by Watts be kept confidential. On August 23, 1978, the Environmental Protection Agency (Agency) filed an Opposition to Application for Non-Disclosure and Motion to Compel.

The Board hereby grants the Application for Non-Disclosure and orders that the materials submitted by Watts with its Application be stamped "Not Subject to Disclosure." However, the Board also grants the Agency's Motion to Compel and orders that Watts answer Interrogatory No. 14 and produce for the Agency and its counsel the documents identified in the answers to Interrogatories No. 34 and No. 35 within 14 days of this Order. The Board furthermore orders that the materials stamped "Not Subject to Disclosure" be disclosed to the Agency and its counsel when necessary in the preparation of their case.

IT IS SO ORDERED.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify the above Order was adopted on the 7<sup>th</sup> day of September, 1978 by a vote of 4-0.

  
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Christan L. Moffett, Clerk  
Illinois Pollution Control Board