

ILLINOIS POLLUTION CONTROL BOARD
February 11, 1976

ENVIRONMENTAL PROTECTION AGENCY,)	
)	
Complainant,)	
)	
v.)	PCB 75-285
)	
SAMUEL BINGHAM COMPANY, a)	
Delaware corporation,)	
)	
Respondent.)	


INTERIM ORDER OF THE BOARD (by Mr. Young):

On January 16, 1976, Respondent Samuel Bingham Company filed its Motion to Dismiss in the instant cause. On January 21, 1976, the Environmental Protection Agency filed its Response to this Motion.

It is the opinion of the Board that the Respondent's Motion to Dismiss, along with the Agency's Response in opposition, raised substantial questions which may more properly be addressed when taken with the case. The issues raised here will be considered as a part of the final action to be taken by the Board.

IT IS SO ORDERED.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify the above Interim Order was adopted on the 11th day of February, 1976 by a vote of 3-0.



Christan L. Moffett, Clerk
Illinois Pollution Control Board