

ILLINOIS POLLUTION CONTROL BOARD
October 4, 1978

B. F. GOODRICH CHEMICAL DIVISION,)
)
 Petitioner,)
)
 v.) PCB 78-197
)
 ENVIRONMENTAL PROTECTION AGENCY,)
)
 Respondent.)

ORDER OF THE BOARD (by Mr. Young):

A Petition for Review of NPDES Permit issued by the Agency, containing several conditions to which Goodrich Chemical objects, was filed pursuant to Rule 502(b) on July 27, 1978. On August 22, 1978, the Environmental Protection Agency filed a Motion for Specification of Errors in accordance with Rule 502(b)(7) of the Board's Procedural Rules. Petitioner was granted an extension until September 29, 1978, to respond to the Agency Motion and the response was timely filed.


Rule 502(b)(7) reads, in part: "The Board upon motion of any respondent shall,, require of the petitioner a specification of the errors upon which the petitioner relies in his petition."

The Respondent's Motion will be granted; Petitioner shall amend the Petition to specify the errors upon which the Petitioner relies. It is not the intention of the Board to require that Petitioner plead his evidence but rather that a short, concise statement be provided detailing the reasons that Petitioner believes that the conditions imposed by the permit are not supported in fact or law and are in derogation of the authority of Rule 910 of Chapter 3 of the Board's Rules and Regulations.

IT IS SO ORDERED.

Mr. Jacob D. Dumelle dissents.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify the above Order was adopted on the 4th day of October, 1978 by a vote of 4-1.


Christan L. Moffett, Clerk
Illinois Pollution Control Board