

ILLINOIS POLLUTION CONTROL BOARD
September 30, 1976

ENVIRONMENTAL PROTECTION AGENCY,)
)
Complainant,)
)
v.)
)
WILFORD E. ("ERNIE") JOHNSON)
and NORMA I. JOHNSON, d/b/a)
BYRON SALVAGE,)
)
Respondents;)
) PCB 74-471
) PCB 76-210
) (CONSOLIDATED)
WILFORD ERNEST JOHNSON, and)
NORMA I. JOHNSON,)
)
Complainants,)
)
v.)
)
ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
)
Respondent.)

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

The Complaint in PCB 76-210 was filed on August 23, 1976; a Motion to Dismiss was thereafter filed by Respondent Environmental Protection Agency on September 9, 1976. The Board finds that Complaint sufficient to state a valid cause of action, and denies Respondent's Motion to Dismiss.

On its own Motion, the Board orders that PCB 76-210 be consolidated for hearing with a pending case involving the same parties, Environmental Protection Agency v. Johnson, PCB 74-471.

IT IS SO ORDERED.

Mr. James Young abstained; Mr. Jacob Dumelle concurred.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify the above Interim Order was adopted on the 30th day of September, 1976, by a vote of 4-0.



Christan L. Moffett, Clerk
Illinois Pollution Control Board