

ILLINOIS POLLUTION CONTROL BOARD  
December 6, 2001

PEOPLE OF THE STATE OF ILLINOIS,	)	
	)	
Complainant,	)	
	)	
v.	)	PCB 02-63
	)	(Enforcement - Air)
MII, INC,	)	
	)	
Respondent.	)	

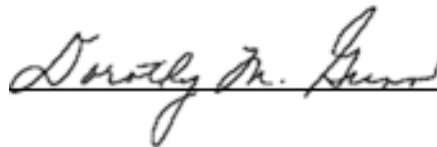
ORDER OF THE BOARD (by R.C. Flegal):

On November 27, 2001, the Office of the Attorney General, on behalf of the People of the State of Illinois (People), filed a complaint against MII, Inc. *See* 415 ILCS 5/31(c)(1) (2000); 35 Ill. Adm. Code 103.204. In the four count complaint, the People allege that MII, Inc. violated Sections 9(a) and 9(b) of the Environmental Protection Act (415 ILCS 5/9(a), (b)), various sections of the Board's air regulations, and various construction and operating permits. The People also allege MII, Inc. failed to obtain proper construction, operating, and Clean Air Act Program permits. The complaint concerns MII, Inc.'s shelf-manufacturing facility at 500 Capitol Way, Jacksonville, Morgan County.

The Board accepts the complaint for hearing. *See* 35 Ill. Adm. Code 103.212(c). A respondent's failure to file an answer to a complaint within 60 days after receiving the complaint may have severe consequences. Generally, if MII, Inc. fails within that timeframe to file an answer specifically denying, or asserting insufficient knowledge to form a belief of, a material allegation in the complaint, the Board will consider MII, Inc. to have admitted the allegation. 35 Ill. Adm. Code 103.204(d). The Board directs the hearing officer to proceed expeditiously to hearing.

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, certify that the Board adopted the above order on December 6, 2001, by a vote of 5-0.



Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board