

ILLINOIS POLLUTION CONTROL BOARD
August 14, 1986

WILLIAM CARTER and DELORES)
CARTER,)
)
Complainants,)
)
v.) PCB 83-132
)
DUNN COMPANY,)
)
Respondent.)

ORDER OF THE BOARD (by B. Forcade):

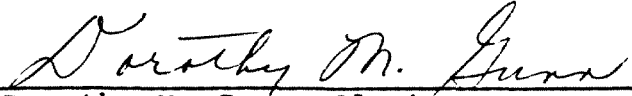
On July 31, 1986, Respondent Dunn Company filed a Motion to Withdraw Answer, Motion to Dismiss Complaint and Motion to Make Complaint More Definite. Complainant filed no response.

Dunn Company moves to withdraw its answer previously filed in this matter. That motion is granted. Dunn Company moves to dismiss the complaint as it fails to list the dates, location, affect, nature, extent, duration and strength of drainage or emissions and consequences alleged to constitute violation of the Illinois Environmental Protection Act and regulations; and that the complaint fails to contain a concise statement of relief sought. That motion is denied. Dunn Company requests that, in the alternative to its Motion to Dismiss, the complaint be made more definite. That motion is denied.

This proceeding is approximately three years old and has yet to proceed to hearing despite numerous prehearing conferences. Hearing in this matter must be scheduled within 30 days and held within 60 days or this matter will be subject to dismissal.

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above Order was adopted on the 14th day of August, 1986, by a vote of 6-0.


Dorothy M. Gunn, Clerk
Illinois Pollution Control Board