

ILLINOIS POLLUTION CONTROL BOARD  
March 17, 1977

PEOPLE OF THE STATE OF ILLINOIS	)	
and ILLINOIS ENVIRONMENTAL	)	
PROTECTION AGENCY,	)	
	)	
Complainants,	)	
	)	
	)	
v.	)	PCB 74-480
	)	
	)	
FORTY-EIGHT INSULATIONS, INC.,	)	
an Illinois corporation,	)	
	)	
Respondent.	)	

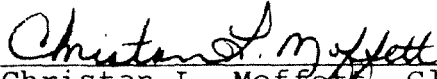
ORDER OF THE BOARD (by Mr. Goodman):

This matter is before the Board upon request of Forty-Eight Insulations, Inc. (Forty-Eight) that the Board certify the Respondent's Proposed Report of Proceedings before the Board on January 3, 1975. The "Proceedings" referred to by Respondent was the regularly scheduled Board meeting of January 3, 1975 wherein the Board, inter alia, considered whether or not to accept for consideration cases which had been filed before it since the last Board meeting. The subject of this consideration, as stated in Rule 306 of the Board's Procedural Rules, is "Board determination whether the Complaint is duplicitous or frivolous." As a courtesy to parties and to assist the Board in this determination, the Board entertains comments by the parties concerning whether the matter is brought before the Board in good faith, whether the Complaint is clearly legally insufficient on its face, and whether the same relief has been requested based upon different grounds in that case or other cases before the Board.

The Board does not consider this any sort of hearing. There is no attempt to fulfill notice requirements as indicated in the Procedural Rules, no recording of the meeting is taken and, indeed, no

finding is made unless it is that the matter is duplicitous and/or frivolous. In this case the Board did not find that the action was duplicitous or frivolous and the case therefore proceeded to hearing in its normal manner. The Board can find no purpose served by certifying a bystanders record of a regularly scheduled Board meeting. The Board therefore rejects the request of Respondent herein as inappropriate.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify the above Order was adopted on the 17<sup>th</sup> day of March, 1977 by a vote of 4-0.

  
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Christan L. Moffett, Clerk  
Illinois Pollution Control Board