

ILLINOIS POLLUTION CONTROL BOARD

April 16, 1998

PEOPLE OF THE STATE OF ILLINOIS,)	
)	
Complainant,)	
)	
v.)	PCB 96-233
)	(Enforcement - Land)
ESG WATTS, INC., an Iowa corporation,)	
)	
Respondent.)	

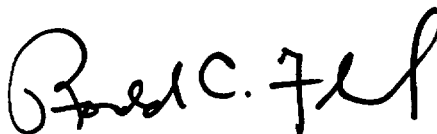
DISSENTING OPINION (by C.A. Manning, R.C. Flemal, and G.T. Girard):

We agree with that portion of the majority opinion that ordered an award of \$14,760 in attorney fees to complainant. However, we disagree that any further penalty should be ordered against ESG Watts, Inc., in this case.

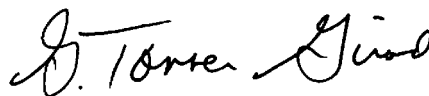
Accordingly, we respectfully dissent from the majority's final order in this matter.



Claire A. Manning
Chairman

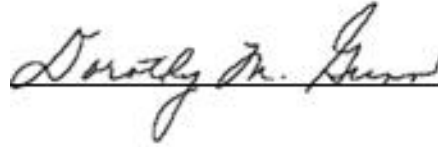


Ronald C. Flemal
Board Member



G. Tanner Girard
Board Member

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above dissenting opinion was filed on the 16th day of April 1998.

A handwritten signature in cursive script, reading "Dorothy M. Gunn", is written over a horizontal line.

Dorothy M. Gunn, Clerk
Illinois Pollution Control Board