

ILLINOIS POLLUTION CONTROL BOARD

November 6, 2003

PEOPLE OF THE STATE OF ILLINOIS,)
)
 Complainant,)
)
 v.) PCB 04-67
) (Enforcement - Water)
ROYAL TRUCKING COMPANY, a)
Mississippi corporation,)
)
 Respondent.)

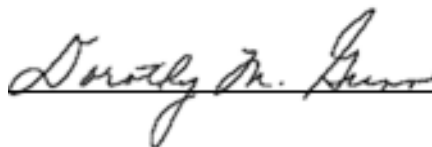
ORDER OF THE BOARD (by T.E. Johnson):

On October 17, 2003, the Office of the Attorney General, on behalf of the People of the State of Illinois (People), filed a complaint against Royal Trucking Company. See 415 ILCS 5/31(c)(1) (2002); 35 Ill. Adm. Code 103.204. At issue is the People's allegation that Royal Trucking Company violated Section 12(a) and (d) of the Environmental Protection Act (415 ILCS 5/12(a) and (d) (2002)). The People further allege that Royal Trucking Company violated these provisions by threatening or causing water pollution when a truck overturned in transit releasing sodium bisulfite on the roadway and in swales along the roadway on Interstate 94 in Chicago, Cook 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 Royal Trucking Company 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 Royal Trucking Company 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 November 6, 2003, by a vote of 6-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board