

ILLINOIS POLLUTION CONTROL BOARD
January 22, 2004

PEOPLE OF THE STATE OF ILLINOIS,)
)
 Complainant,)
)
 v.) PCB 04-101
) (Enforcement - Air)
DUPAGE MACHINE PRODUCTS, INC., a)
Delaware corporation,)
)
 Respondent.)

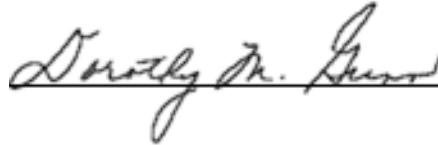
ORDER OF THE BOARD (by J.P. Novak):

On December 23, 2003, the Office of the Attorney General, on behalf of the People of the State of Illinois (People), filed a complaint against DuPage Machine Products, Inc. (DuPage Machine Products). *See* 415 ILCS 5/31(c)(1) (2002); 35 Ill. Adm. Code 103.204. The People allege that DuPage Machine Products violated Sections 9(b) and 9.1(d)(2) of the Environmental Protection Act (415 ILCS 5/9(b) and 9.1(d)(2) (2002)); 35 Ill. Adm. Code 201.302(a), 254.132(a), and 254.137(a); 40 C.F.R. 63.467(b) and 63.468(f) and (h), as enforceable under Section 9.1(d) of the Act (35 Ill. Adm. Code 5/9.1(d) (2002)); and conditions 6(b)(v)(A) and (b)(v)(B) and 7(b) and (c) of federally enforceable state operating permit (FESOP) number 97050122. The People further allege that DuPage Machine Products violated these provisions by failing to maintain required records and submit required reports to the Agency. The complaint concerns DuPage Machine Products's screw products manufacturing facility at 99 International Boulevard, Glendale Heights, DuPage 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 DuPage Machine Products 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 DuPage Machine Products 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 January 22, 2004, by a vote of 5-0.

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

Dorothy M. Gunn, Clerk
Illinois Pollution Control Board