

ILLINOIS POLLUTION CONTROL BOARD
December 17, 1998

PEOPLE OF THE STATE OF ILLINOIS,)
)
Complainant,)
)
v.) PCB 94-288
) (Enforcement - Air)
JOHN NORDIGIAN,)
)
Respondent.)

ORDER OF THE BOARD (by K.M. Hennessey):

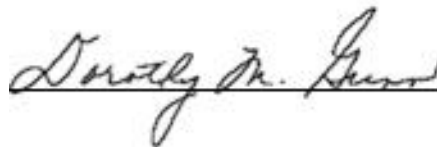
The People of the State of Illinois (People) move to dismiss without prejudice respondent Diversified Abatement Contractors, Inc. (Diversified). The Board grants the motion.

On September 3, 1998, the Board granted the People summary judgment on its claims against Diversified. The Board directed the People to file a brief regarding the relief that the People requested against Diversified. The People state that in the course of preparing that brief, the People confirmed that Diversified was dissolved in 1993 and is no longer a valid Illinois corporation. The People believe that the judgment that it obtained against Diversified is unenforceable, and therefore seek to dismiss Diversified.

The Board grants the People's motion and dismisses Diversified without prejudice. The Board also has revised the caption to reflect Diversified's dismissal; the parties should use the revised caption in all future pleadings.

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 17th day of December 1998 by a vote of 6-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board