

ILLINOIS POLLUTION CONTROL BOARD  
August 26, 1993

ILLINOIS ENVIRONMENTAL	)	
PROTECTION AGENCY,	)	
	)	
Complainant,	)	
	)	
v.	)	AC 93-27
	)	(Administrative Citation)
OLIVER A. SMITH,	)	(EPA 444-93-AC)
	)	
Respondent.	)	

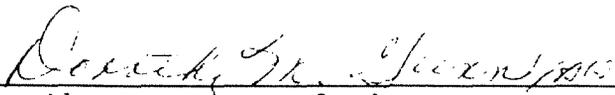
ORDER OF THE BOARD (by B. Forcade):

On August 23, 1993, the Illinois Environmental Protection Agency (Agency) filed a motion to withdraw the administrative citation against Oliver Smith. The Agency notes that it has been unable to serve the administrative citation against Mr. Smith despite several attempts at service. The Agency asserts that the citation arose from a May 19, 1993 inspection and therefore, service within sixty days of the inspection as required by statute is now impossible. (415 ILCS 5/31.1 (1992).) The Agency seeks to withdraw the administrative citation due to lack of jurisdiction.

The Board hereby grants the Agency's motion and closes the docket.<sup>1</sup>

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 26<sup>th</sup> day of August, 1993, by a vote of 6-0.

  
Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board

---

<sup>1</sup> The Board notes that Mr. Smith filed a letter with the Board on August 24, 1993. Considering the motion to withdraw, the Board finds the letter from Mr. Smith is moot.