

ILLINOIS POLLUTION CONTROL BOARD
September 26, 1991

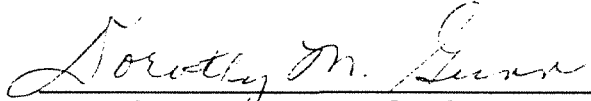
CLYDE R. DACE,)	
)	
Complainant,)	PCB 91-153 ¹
)	(Enforcement)
vs.)	
)	
D. KOHLHASE AND FOX RIVER GROVE)	
FIRE PROTECTION DISTRICT,)	
)	
Respondents.)	

ORDER OF THE BOARD (by R. C. Flemal):

On September 16, 1991, Respondents, D. Kohlhasse and Fox River Grove Fire Protection District ("District"), filed a motion to dismiss the complaint in this proceeding. The Board notes that the motion asserts facts which are not of record in the proceeding. Pursuant to the Board's procedural rules, facts asserted which are not a matter of record in a proceeding shall be supported by affidavit (35 Ill. Adm. Code 101.241). Should the District wish the Board to consider the facts asserted, an appropriate affidavit shall be filed no later than October 7, 1991.

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 26th day of September, 1991 by a vote of 7-0.


Dorothy M. Gunn, Clerk
Illinois Pollution Control Board

¹ The Board notes that the District's motion carried the incorrect docket number. The correct number is contained in the caption of this Order and should be used on any future filings in this proceeding.