

ILLINOIS POLLUTION CONTROL BOARD
October 22, 2008

PEOPLE OF THE STATE OF ILLINOIS,)	
)	
Complainant,)	
)	
v.)	PCB 06-159
)	(Enforcement - Land, Air)
GARY SIMMONS, individually, and)	
LAWRENCE COUNTY DISPOSAL)	
CENTRE, INC., and Illinois corporation,)	
)	
Respondents.)	

HEARING OFFICER ORDER

On October 22, 2008, the parties participated in a telephone status conference with the hearing officer. A hearing remains set for October 29, 2008. Respondent Gary Simmons is reminded that he may represent himself *pro se* at hearing, but may not represent Lawrence County Disposal Centre, Inc.

The parties are advised that their arguments at hearing and their post-hearing briefs should consider (1) proposing a remedy for a violation, if any (including whether to impose a civil penalty), and supporting its position with facts and arguments that address any or all of the Section 33(c) factors: and (2) proposing a civil penalty, if any (including a specific total dollar amount and the portion of that amount attributable to the respondents' economic benefit, if any, from delayed compliance), and supporting its position with facts and arguments that address any or all of the Section 42(h) factors. In the event that this matter is settled before hearing, these issues should be addressed in any stipulation and proposed settlement agreement.

IT IS SO ORDERED.

Carol Webb

Carol Webb
Hearing Officer
Illinois Pollution Control Board
1021 North Grand Avenue East
P.O. Box 19274
Springfield, Illinois 62794-9274
217/524-8509
webbc@ipcb.state.il.us

CERTIFICATE OF SERVICE

It is hereby certified that true copies of the foregoing order were mailed, first class, on October 22, 2008, to each of the persons on the attached service list.

It is hereby certified that a true copy of the foregoing order was hand delivered to the following on October 22, 2008:

John T. Therriault
Illinois Pollution Control Board
James R. Thompson Center
100 W. Randolph St., Ste. 11-500
Chicago, Illinois 60601



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Hearing Officer
Illinois Pollution Control Board
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PCB 2006-159
Phillip McQuillan
Office of the Attorney General
Environmental Bureau
500 South Second Street
Springfield, IL 62706

PCB 2006-159
Gary Simmons
2101 South Sievers Road
Vincennes, IN 47591

PCB 2006-159
Lawrence County Disposal Centre, Inc.
c/o National Registered Agents, Inc.
200 West Adams Street
Chicago, IL 60606