

ILLINOIS POLLUTION CONTROL BOARD
May 9, 1986

ILLINOIS ENVIRONMENTAL PROTECTION)
AGENCY,)
)
Complainant,)
)
vs.) PCB 85-136
)
NAVEM PATEL, et at,)
)
Respondent.)

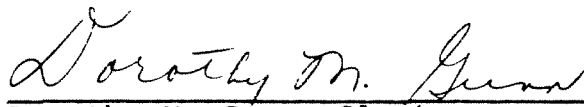
ORDER OF THE BOARD (by J. Anderson):

On April 21, 1986 the Agency moved for imposition of sanctions against Respondents Eric Otten and J. B. Johnson on the grounds that each 1) without notice or explanation, recently failed to appear at a scheduled deposition session, and 2) failed to respond to November 19, 1985 discovery requests even after the Hearing Officer's February, 1986 entry of an Order compelling a response by April 11, 1986. These respondents have since filed no responses to either the discovery requests or the instant motion.

The motion for sanctions is granted. However, since the Agency made only a general request for sanctions, ruling on the nature of the sanction is reserved. The parties are requested to submit briefs suggesting, with specificity, sanctions appropriate to the default on or before June 2, 1986.

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 9th day of May, 1986, by a vote of 7-0.


Dorothy M. Gunn, Clerk
Illinois Pollution Control Boards