

questions whether these exhibits are the letters requesting information/extra time of Mr. Taylor from Mr. Jadown, Mr. Al Fox, and Mr. Matt Fox (to which there were no written replies) referred to on p. 158-162 of the transcript of the January 4, 1984 hearing. These documents were originally the subject of an Agency Notice to Produce directed to Lombard (p. 133). Lombard is accordingly requested to review its files and, on or before June 1, 1984 to either file copies of these letters or to explain their unavailability, and to make service of this filing on all parties and the Hearing Officer. Any responses to said filing shall be filed on or before June 12, 1984.

The Board also notes the Village's filing on April 25, 1984 of a Motion for Clarification of exactly what was the Phase II sewer rehabilitation project referred to in the Order, and offering to provide a map to be incorporated into the Order.


On May 3, the Agency objected to the filing of any map "unless all parties have 30 days to review and comment on it". On May 1, Arthur Allen had also filed an objection, both on the grounds that the evidence should have been submitted before the close of the record, and because there would "be no witness to identify the exhibit or to submit to cross-examination". On May 10, 1984, the Village filed a copy of a map/drawings submitted by the Village to the Agency March 18, 1983 and approved by the Agency May 11, 1983 with a cover memo of Andrew P. Ftacek, Jr. P.E. George Fyler objected to the Village's motion for clarification and May 10 filing on May 16, 1984.

In response to the Agency's May 3 motion for review time, the Board will allow objections to the map/drawings to be filed until June 1, as the Board believes three weeks should provide an adequate review period. Any response from Lombard shall be filed on or before June 12, 1984.

The Board will defer any ruling on the Village's April 25 motion to clarify until after June 12. The Board will similarly defer ruling on the other motions filed since April 16, 1984, i.e., the Fyler April 23 motion to reconsider, the Allen April 24 motion for modification, and the Allen May 1 motion for reimbursement.

IT IS SO ORDERED.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify that the above Interim Order was adopted on the 18th day of May, 1984 by a vote of 6-0.


 Christan L. Moffett, Clerk
 Illinois Pollution Control Board