

ILLINOIS POLLUTION CONTROL BOARD  
July 31, 1986

AMERICANS FOR A CLEAN ENVIRONMENT, )  
)  
Complainant, )  
)  
v. ) PCB 86-68  
)  
Mervis Industries, Inc. AND )  
H & L Landfill, Inc. )  
)  
Respondents. )

ORDER OF THE BOARD (by J. Anderson):

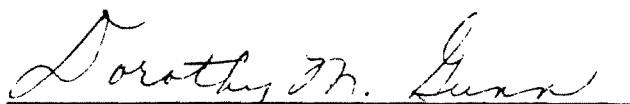
At the outset, the Board directs the parties' attention to the revised caption in this matter, above, which reflects the outcome of the motions to dismiss handled in this Order as well as those handled in the Order of June 5, 1986. This revised caption should be used in all subsequent pleadings.

This matter comes before the Board on various respondents' motions to dismiss: Mervis Industries' and H & L Disposal's motions and supplemental motions of June 4, June 13 and July 29, 1986, and the Vermilion County Board's and the Vermilion County Health Department's motions and supplemental motions of June 5 and June 13, 1986. Various responses in opposition were filed by citizen-complainants on July 21 and July 23. On July 29, Respondents Mervis and H & L moved to strike these responses, which motion is denied.

The motions to dismiss the Vermilion County Board and Vermilion County Health Department are granted; the motions to dismiss Mervis and H & L are denied.

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 31<sup>st</sup> day of July, 1986 by a vote of 5-0.

  
Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board