

ILLINOIS POLLUTION CONTROL BOARD

August 8, 2002

PEOPLE OF THE STATE OF ILLINOIS,)	
)	
Complainant,)	
)	
v.)	PCB 03-12
)	(Enforcement - Water)
RIVERSTONE GROUP, INC., an Illinois)	
corporation,)	
)	
Respondent.)	

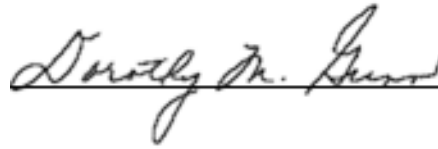
ORDER OF THE BOARD (by C.A. Manning):

On July 31, 2002, the Office of the Attorney General, on behalf of the People of the State of Illinois (People), filed a three-count complaint against Riverstone Group, Inc. (Riverstone). *See* 415 ILCS 5/31(c)(1) (2000) *amended by* P.A. 92-0574, eff. June 26, 2002; 35 Ill. Adm. Code 103.204. The People allege that Riverstone violated Sections 12(a) and 12(f) of the Environmental Protection Act (415 ILCS 12(a), (f) (2000) *amended by* P.A. 92-0574, eff. June 26, 2002), and the Board's water pollution regulations at 35 Ill. Adm. Code 302.203, 304.141(a), 309.102(a). The People further allege that Riverstone violated these provisions by discharging process wastewater containing total suspended solids in excess of the effluent standards set in its National Pollutant Discharge Elimination System permit, causing an unnatural turbidity in the receiving waters. The complaint concerns Riverstone's quarry at 539 Route 52, Utica, LaSalle County.

The Board accepts the complaint for hearing. *See* 35 Ill. Adm. Code 103.212(c). A respondent's failure to file an answer to a complaint within 60 days after receiving the complaint may have severe consequences. Generally, if Riverstone fails within that timeframe to file an answer specifically denying, or asserting insufficient knowledge to form a belief of, a material allegation in the complaint, the Board will consider Riverstone to have admitted the allegation. 35 Ill. Adm. Code 103.204(d). The Board directs the hearing officer to proceed expeditiously to hearing.

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, certify that the Board adopted the above order on August 8, 2002, by a vote of 7-0.

A handwritten signature in cursive script, reading "Dorothy M. Gunn", is written over a horizontal line.

Dorothy M. Gunn, Clerk
Illinois Pollution Control Board