

ARKANSAS POLLUTION CONTROL
AND ECOLOGY COMMISSION

LOCATION - SUBJECT Fulton and Lee
County Landfills Docket Nos.
93-223 and 93-224

MINUTE ORDER NO. 94 - 52

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On May 19, 1994, the Administrative Hearing Officer, Michael O'Malley, entered a Recommended Decision which is Order No. 3 in Docket No. 93-223. This docket is styled: In the Matter Of Fulton Landfill, Inc., Class I Landfill, Permit No. 115-SR-2.

On May 19, 1994, the Administrative Hearing Officer, Michael O'Malley, entered a Recommended Decision which is Order No. 3 in Docket No. 93-224. This docket is styled: In the Matter Of Lee County Landfill, Class I Landfill, Permit No. S-0156-SR-1.

The orders entered in each of the above referenced dockets concern a Motion to Dismiss filed by Fulton Landfill, Inc. and a Motion to Dismiss filed by Lee County Landfill. The Administrative Hearing Officer's Recommended Decision (Order No. 3 in each docket) grants the respective motions to dismiss.

The Commission hereby adopts and affirms, without modification, Order No. 3 entered on May 19, 1994, in Docket No. 93-223 and Order No. 3 entered on May 19, 1994, in Docket No. 93-224.

COMMISSIONERS

<u>AC</u>	A. Carter
<u>MCS</u>	M. Cooper
<u>BD</u>	B. Davis
<u>DH</u>	D. Hanby
<u>JH</u>	J. Hill
<u>JM</u>	J. Mobley
<u>JP</u>	J. Pascale
ABSENT	

<u>JShannon</u>	J. Shannon
<u>HW</u>	H. Watkins
<u>RW</u>	R. Wilbourn
<u>NW</u>	N. Williams
ABSENT	W. Wright
<u>RY</u>	R. Young

J. O'Malley
Chairman

SUBMITTED BY: O'Malley PASSED: 05-23-94