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ARKANSAS POLLUTION CONTROL AND ECOLOGY COMMISSION

LOCATION - SUBJECT

Arkansas Power and Light Company
a.k.a. Entergy Services, Inc., and
Utilities Inc., Pine Bluff
DOCKET NO. 98-005-NOV

MINUTE ORDER NO. 98 - 47

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On July 6, 1998, the Administrative Hearing Officer ("AHO"), Michael O'Malley, entered a Recommended Decision (Order No. 2) in the matter of Arkansas Power and Light Company a.k.a. Entergy Services, Inc., and Utilities, Inc., Pine Bluff, Docket No. 98-005-NOV. This case concerns alleged violations of the Arkansas Hazardous Waste Management Act (A.C.A. § 8-7-201 et seq.), and Regulation No. 23.

The Recommended Decision grants the Department's Motion to Dismiss without prejudice and closes the docket.

The record compiled by the AHO and the Recommended Decision came before the Commission at its August 28, 1998 meeting. After considering the matter, the Commission adopts and affirms without modification the Recommended Decision (Order No. 2) entered on July 6, 1998, in Docket No. 98-005-NOV.

COMMISSIONERS

<u>WMB</u>	B. Bush
<u>cm</u>	C. Coleman
<u>JFN</u>	J. Goodhart
<u>LCB</u>	D. Hanby
<u>ABSENT</u>	J. Hill
<u>30</u>	J. Mobley

<u>[Signature]</u>	J. Pascale
<u>[Signature]</u>	T. Schueck
<u>ABSENT</u>	J. Shannon
<u>[Signature]</u>	L. Sickel
<u>[Signature]</u>	S. Varnell
<u>ABSENT</u>	W. Wright
<u>[Signature]</u>	R. Young

Julia P. Noble
Chair

SUBMITTED BY: O'Malley PASSED: 08/28/98