

INTERLOCUTORY, VACATING, AND MISCELLANEOUS
ORDERS

KOPPERS COMPANY, INC.

Docket 8755. Order, Jan. 9, 1970

Order rejecting a proposed consent settlement and directing that evidentiary hearings commence on Jan. 12, 1970, as previously ordered.

ORDER REJECTING PROPOSED CONSENT SETTLEMENT AND DIRECTING
THAT EVIDENTIARY HEARINGS COMMENCE ON JANUARY 12, 1970,
AS PREVIOUSLY SCHEDULED

The Commission having heretofore directed that evidentiary hearings in this matter be commenced on January 12, 1970, and having heretofore denied respondent's motion to dismiss or, alternatively, to withdraw the matter from adjudication for purpose of negotiating a consent order; and

The Commission having then indicated, *inter alia*, that such latter action was not intended to preclude the submission of a concrete proposal for a consent settlement prior to December 29, 1969, it being understood, however, that negotiation of a jointly proposed settlement would not be considered as an adequate reason for delaying the commencement of hearings beyond January 12, 1970, should the Commission reject any such proposed settlement; and

Respondent and complaint counsel having filed a joint proposal of settlement in the form of an agreement containing consent order to cease and desist which the hearing examiner has certified to the Commission for consideration; and

The Commission having considered the offer of settlement and having concluded that the order contained in the agreement would be inadequate to protect the public interest were the allegations in the complaint to be supported by evidence, which circumstance can only be determined after full hearings of record;

Accordingly, the offer of settlement submitted by respondent and complaint counsel is hereby rejected by the Commission.

It is ordered, That the request of respondent and complaint counsel for cancellation of the hearings heretofore scheduled to commence on January 12, 1970, be denied, and that such hearings before the