

ILLINOIS POLLUTION CONTROL BOARD
May 8, 2009

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STATE OF ILLINOIS
Pollution Control Board

IN THE MATTER OF:)
)
AIR QUALITY STANDARDS CLEAN-UP:) R09-19
AMENDMENTS TO 35 ILL. ADM. CODE) (Rulemaking - Air)
PARTS 243)

HEARING OFFICER ORDER

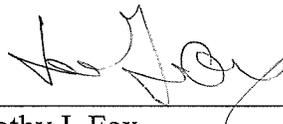
The second hearing in this proceeding took place Tuesday, April 28, 2009, in Springfield. The Board received the transcript of that second hearing (Tr. 2) on Thursday, May 7, 2009, and posted the transcript to its Web site at www.ipcb.state.il.us.

Under the Board's procedural rules, "[a]ny person may submit written comments on any proposal within 14 days after the receipt of the hearing transcript in Board offices unless otherwise specified by the hearing officer or the Board." 35 Ill. Adm. Code 102.108(b). The record of the second hearing states that, "[b]efore it takes action on the Agency's amended proposal, the Board will hold open a post-hearing comment period ending 30 days after May 8, 2009, when the Board expects to receive the transcript of this hearing." Tr. 2 at 38.

Any participant in this proceeding who wishes to file a post-hearing comment with the Board is directed to do so on or before Monday, June 8, 2009. *See* Tr. 2 at 38-39. The "mailbox rule" at 35 Ill. Adm. Code 101.300(b)(2) does not apply to the filing of these post-hearing comments. All post-hearing comments, including all electronic or approved facsimile filings, must be received by the Clerk's Office no later than 4:30 PM on Monday, June 8, 2009. Comments and other documents may be filed electronically through the Clerk's Office On-Line (COOL) from the Board's Web site at www.ipcb.state.il.us.

In the event that the Board issues a proposal for first notice, the Board's procedural rules provide for an additional period of public comment. 35 Ill. Adm. Code 102.108(a), 102.604; *see* 5 ILCS 100/5-40(b) (2006).

IT IS SO ORDERED.



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