

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

THE PREMCOR REFINING	)	
GROUP, INC.,	)	
	)	
Petitioner,	)	
	)	PCB 07-30
v.	)	PCB 10-55
	)	(CAAPP Permit Appeal)
ILLINOIS ENVIRONMENTAL	)	(Consolidated)
PROTECTION AGENCY,	)	
	)	
Respondent.	)	

**NOTICE OF FILING**

TO: Mr. Don Brown	Carol Webb, Esq.
Clerk of the Board	Hearing Officer
Illinois Pollution Control Board	Illinois Pollution Control Board
100 West Randolph Street	1021 North Grand Avenue East
Suite 11-500	Post Office Box 19274
Chicago, Illinois 60601	Springfield, Illinois 62794-9274
(VIA ELECTRONIC MAIL)	(VIA ELECTRONIC MAIL)

PLEASE TAKE NOTICE that I have today filed with the Office of the Clerk of the Illinois Pollution Control Board an **MOTION FOR VOLUNTARY DISMISSAL OF PERMIT APPEALS**, a copy of which is herewith served upon you.

Respectfully submitted,

THE PREMCOR REFINING GROUP, INC.,  
Petitioner,

Dated: May 15, 2019

By: /s/ Melissa S. Brown  
    One of Its Attorneys

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	)	PCB 2007-30
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	)	
Respondent.	)	

**MOTION FOR VOLUNTARY DISMISSAL OF PERMIT APPEALS**

Petitioner, THE PREMCOR REFINING GROUP INC. (“Premcor”), by and through its attorneys, HeplerBroom, LLC, pursuant to 35 Ill. Adm. Code 101.500, hereby moves the Illinois Pollution Control Board (“Board”) to dismiss the consolidated permit appeals captioned above.

In support of this motion, Petitioner states as follows:

1. The parties have been negotiating an agreement concerning the contested conditions of the Clean Air Act Permit Program (“CAAPP”) Permit issued by the Illinois Environmental Protection Agency (“Illinois EPA”) on December 23, 2009 and appealed to the Board on January 27, 2010 (i.e., PCB No. 2010-55). PCB No. 2010-55 was consolidated with the permit appeal in PCB No. 2007-30, which was filed on October 24, 2006 and concerns the contested conditions of the CAAPP Permit issued by the Illinois EPA on September 19, 2006.
2. The parties have reached substantial agreement as to all contested conditions.
3. On March 14, 2019, the Board granted the parties’ Joint Motion to Lift Stay of Uncontested CAAPP Permit Conditions and Request for Remand to Respondent to Revise CAAPP Permit’s Term of Duration (“Joint Motion to Lift Stay and Remand”).

4. On the same day, Respondent established new effective and expiration dates reflecting the five-year tenure of the permit and issued a modified version of the CAAPP Permit, through minor modification and administrative amendment proceedings, incorporating the negotiated changes.

5. Petitioner requests that the Board dismiss the consolidated permit appeals and close the dockets.

6. As noted in the Joint Motion to Lift Stay and Remand, the parties will continue to work toward completion of a comprehensive update to the CAAPP Permit in order to reflect current operations at the facility. Both parties expect the permit reopening to be pursued and completed within an expedited timeframe.

7. Counsel for Respondent does not object to the granting of this Motion.

WHEREFORE, Petitioner, THE PREMCOR REFINING GROUP INC., respectfully requests that the Board dismiss the consolidated actions and close the dockets.

Dated: May 15, 2019

Respectfully submitted,

THE PREMCOR REFINING GROUP INC.,

By: /s/ Melissa S. Brown

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