

**BEFORE THE ILLINOIS POLLUTION CONTROL BOARD**

IN THE MATTER OF: )  
)  
STANDARDS FOR THE DISPOSAL OF ) R20-19(A)  
COAL COMBUSTION RESIDUALS IN ) (Rulemaking – Land)  
SURFACE IMPOUNDMENTS: PROPOSED )  
NEW 35 ILL. ADM. CODE 845 )

**NOTICE OF FILING**

TO: Don A. Brown, Clerk  
Illinois Pollution Control Board  
State of Illinois Center  
100 West Randolph, Suite 11-500  
Chicago, Illinois 60601-3218

See attached Service List

PLEASE TAKE NOTICE that I have today electronically filed with the Office of the Clerk of the Illinois Pollution Control Board APPEARANCE and a MOTION OF EXTENSION OF TIME, copies of which are herewith served upon you along with this notice.

Respectfully submitted,

ILLINOIS ENVIRONMENTAL  
PROTECTION AGENCY

By: /s/ Stefanie N. Diers  
Stefanie N. Diers  
Deputy General Counsel  
Division of Legal Counsel

DATED: September 16, 2022

1021 North Grand Avenue East  
P.O. Box 19276  
Springfield, Illinois 62794-9276  
217/782-5544

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**APPEARANCE**

The undersigned hereby enters her appearance as an attorney on behalf of the Illinois Environmental Protection Agency.

Respectfully submitted,

ILLINOIS ENVIRONMENTAL  
PROTECTION AGENCY

By: /s/ Stefanie N. Diers  
Stefanie N. Diers  
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**MOTION FOR AN EXTENSION OF TIME TO FILE THE AGENCY’S RESPONSE TO  
THE ENVIROMENTAL GROUP’S MOTION TO MODIFY CERTAIN PROVISIONS  
OF PART 845**

The Illinois Environmental Protection Agency (“Illinois EPA” or “Agency”), by and through its attorney, hereby submits its Motion for an Extension of Time to file the Agency’s Response to the Environmental Group’s Motion to Modify. The Agency states as follows:

1. On September 2, 2022, the Environmental Groups filed a Motion to Modify Provisions of 845 in this subdocket.
2. Pursuant to the Board rules, the response to said Motion would be due 14 days from the filing. See 35 Ill. Adm. Code 101.500(d). Therefore, making a response due not later than September 16, 2022.
3. The Agency is still reviewing these comments and therefore needs more time to file a response to the Motion filed by the Environmental Groups.
4. The Agency is currently working on a Recommendation for the Waukegan adjusted standard that is due with Board on October 31, 2022, and a rulemaking before the Board with respect to Part 620 where pre-filed questions must be filed by October 27, 2022. Many of the same staff from the Agency are involved in both these assignments and many more.

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5. The Agency has reached out to the Ms. Jenny Cassel, and she has advised the Agency that the Environmental Groups have no objection to the requested extension of time to file the Agency's response.

6. The requested extension should not prejudice or harm any interested party.

7. Therefore, the Agency is asking that its Motion for Extension Time to file a response in this matter be granted up to and including November 4, 2022.

WHEREFORE, the Illinois EPA respectfully requests the Illinois Pollution Control Board grant its Motion for an Extension of Time to and grant the Agency up to and including November 4, 2022, to file its response with the Board.

Respectfully submitted,

By: /s/Stefanie N. Diers

Stefanie N. Diers  
Deputy General Counsel  
Division of Legal Counsel

Date: September 16, 2022

Illinois Environmental Protection Agency  
1021 North Grand Avenue East  
P.O. Box 19276  
Springfield, Illinois 62794-9276

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**CERTIFICATE OF SERVICE**

I, the undersigned, an attorney, state the following:

I have electronically served the attached APPEARANCE and MOTION FOR AN EXTENSION OF TIME upon the following:

See attached Service List

I affirm that my e-mail address is [stefanie.diers@illinois.gov](mailto:stefanie.diers@illinois.gov); the number of pages in the e-mail transmission is 7 pages; and the e-mail transmission took place before 5:00 p.m. on September 16, 2022.

Respectfully submitted,

ILLINOIS ENVIRONMENTAL  
PROTECTION AGENCY

By: /s/ Stefanie N. Diers  
Stefanie N. Diers  
Deputy General Counsel  
Division of Legal Counsel

DATED: September 16, 2022

1021 N. Grand Ave. East  
P.O. Box 19276  
Springfield, IL 62794-9276  
(217) 782-5544  
[nick.m.sandiego@illinois.gov](mailto:nick.m.sandiego@illinois.gov)

SERVICE LIST

<p>ILLINOIS POLLUTION CONTROL BOARD                  Don Brown, Clerk                  Vanessa Horton, Hearing Officer                  James R. Thompson Center                  100 W. Randolph, Suite 11-500                  Chicago, IL 60601</p>	<p>ILLINOIS ENVIRONMENTAL PROTECTION AGENCY                  NickSanDiego@illinois.gov                  1021 North Grand Avenue East                  Springfield, IL 62794-9276</p>
<p>ILLINOIS ATTORNEY GENERAL                  Matt Dunn, Division Chief Environmental                  Stephen Sylvester, Sr. Asst. Attorney General                  Arlene R. Haas, Asst. Attorney General                  69 W. Washington, Suite 1800                  Chicago, IL 60602                  Andrew Armstrong, Bureau Chief                  500 South Second Street                  Springfield, Illinois 62706</p>	<p>ILLINOIS DEPARTMENT OF NATURAL RESOURCES                  Renee Snow, General Counsel                  Robert G. Mool, Staff Attorney                  Paul Mauer – Senior Dam Safety Engineer                  One Natural Resources Way                  Springfield IL 62702-1271</p>
<p>PRAIRIE RIVERS NETWORK                  Kim Knowles                  Andrew Rehn                  1902 Fox Dr., Ste. 6                  Champaign, IL 61820</p>	<p>PRAIRIE POWER, INC                  Alisha Anker, Vice President                  Regulatory &amp; Market Affairs                  3130 Pleasant Run                  Springfield, IL 62711</p>
<p>CITY OF SPRINGFIELD                  Deborah Williams, Regulatory Affairs Director                  Office of Utilities                  800 E. Monroe, 4th Floor                  Municipal Building East                  Springfield, IL 62757-0001</p>	<p>GREATER CHICAGO LEGAL CLINIC, INC.                  Keith I. Harley                  Daryl Grable                  211 W. Wacker, Suite 750                  Chicago, IL 60606</p>
<p>AMEREN                  Michael Smallwood, Consulting Engineer                  1901 Choteau Ave.                  St. Louis, MO 63103</p>	<p>MCDERMOTT, WILL &amp; EMERY                  Mark A. Bilut                  227 W. Monroe Street                  Chicago, IL 60606-5096</p>
<p>ENVIRONMENTAL INTEGRITY PROJECT                  Abel Russ, Attorney                  1000 Vermont, Ave NW, Suite 1100                  Washington, DC 20005</p>	<p>NRG ENERGY, INC.                  Walter Stone, Vice President                  8301 Professional Place, Suite 230                  Landover, MD 20785</p>
<p>ILLINOIS ENVIRONMENTAL REGULATORY GROUP                  Alec M. Davis, Executive Director                  Kelly Thompson                  215 E. Adams St.                  Springfield, IL 62701</p>	<p>NIJMAN FRANZETTI LLP                  Susan M. Franzetti                  Kristen Laughridge Gale                  Vincent R. Angermeier                  10 South LaSalle Street, Suite 3600                  Chicago, IL 60603</p>
<p>SIERRA CLUB                  Cynthia Skrukud                  Jack Darin</p>	<p>ARENTFOX SCHIFF LLP                  Stephen J. Bonebrake                  Joshua R. More</p>

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<p>Christine Nannicelli 70 E. Lake Street, Suite 1500 Chicago, IL 60601-7447</p>	<p>233 S. Wacker Drive, Suite 6600 Chicago, IL 60606-6473</p>
<p>HEPLERBROOM, LLC Jennifer M. Martin Melissa S. Brown 4340 Acer Grove Drive Springfield, IL 62711</p>	<p>ENVIRONMENTAL LAW &amp; POLICY CENTER Jeffrey Hammons, Staff Attorney 1440 G. Street NW Washington DC, 20005</p> <p>Kiana Courtney, Staff Attorney 35 E. Wacker Drive, Suite 1600 Chicago, IL 60601</p>
<p>EARTHJUSTICE Jennifer Cassel Thomas Cmar 311 South Wacker Drive, Suite 311 Chicago, IL 60606</p> <p>Melissa Legge 48 Wall Street, 15<sup>th</sup> Floor New York, NY 10005</p> <p>Mychal Ozaeta 707 Wilshire Blvd., Suite 4300 Los Angeles, CA 90017</p>	<p>BROWN, HAY, &amp; STEPHENS, LLP Claire A. Manning Anthony D. Schuering 205 S. Fifth Street, Suite 700 PO Box 2459 Springfield, IL 62705</p>
<p>U.S. EPA, REGION 5 Chris Newman Jessica Schumacher, Physical Scientist 77 West Jackson Blvd. Chicago, IL 60604-3590</p>	<p>FAITH E. BUGEL Faith E. Bugel 1004 Mohawk Wilmette, IL 60091</p>
<p>GIBSON DUNN &amp; CRUTCHER LLP Michael L. Raiff 2001 Ross Avenue, Suite 2100 Dallas, TX 75201</p>	