

ILLINOIS POLLUTION CONTROL BOARD  
December 5, 2022

IN THE MATTER OF: )  
)  
PROPOSED AMENDMENTS TO ) R22-18  
GROUNDWATER QUALITY ) (Rulemaking – Public Water Supplies)  
35 ILL. ADM. CODE 620 )

**HEARING OFFICER ORDER**

**Chicago Room Change**

Please be advised that the Chicago hearing room for the December 7 and 8, 2022, hearing in the above-captioned matter has been changed to 9-040 in the James R. Thompson Center. Signage will be posted on both days at the entrance to the Thompson Center and at the previously scheduled room, 2-025. Below, please find the location and address of the Chicago hearing room for December 7, and 8, 2022:

James R. Thompson Center  
Room 9-040  
100 W. Randolph Street  
CHICAGO

**Motion for Witness to Participate Remotely**

On October 28, 2022, the International Molybdenum Association (IMOA) filed a motion (Mot.) requesting that its witness, Sandra Carey, be allowed to participate remotely at the upcoming hearing on December 7, and 8, 2022.

IMOA and Ms. Carey are based in the United Kingdom. Ms. Carey participated in person for the second hearing in this matter. “IMOA wishes to continue its active participation, but on this occasion our representative, Sandra Carey, is unable to make the transatlantic trip from the UK to take part at either of the afore-mentioned US locations.” Mot. at 1.

Ms. Carey provided written pre-filed testimony in this matter on September 15, 2022. On October 27, 2022, Illinois EPA filed written pre-filed questions for Ms. Carey. On November 23, 2022, Ms. Carey provided written pre-filed answers to the IEPA questions.

IMOA’s motion asks, “[w]e therefore respectfully request that [Ms. Carey] be granted permission to be able to participate via conference call from the UK on 7 December.” Mot. 1. Via email on November 28, 2022, an attorney for Illinois EPA said that the Agency does not object to Ms. Carey’s remote participation.

The Board’s procedural rule 101.600(b), allows the hearing officer to make such determinations on a case-by-case basis. The factors that must be considered include, “cost-

effectiveness, efficiency, facility accommodations, witness availability, public interest, the parties preferences, and the proceeding's complexity and contentiousness." 35 Ill. Adm. Code 101.600(b). In this rulemaking, the hearing officer finds the factors favor allowing Ms. Carey to participate remotely. The facility accommodates videoconferences, Ms. Carey says she is unable to travel to the US for this hearing, and no objections have been filed to the motion by other participants. After considering these factors, and finding that they favor allowing one witness based in the United Kingdom to participate, IMO's motion for its participant, Sandra Carey, to participate remotely is granted.

The upcoming hearing will focus on follow up questions to participant witnesses' pre-filed answers. Should Ms. Carey wish to make herself available as a witness, provide sworn testimony, and answer any follow up questions participants or the Board might have, it would be preferable that she do so via video rather than telephone. The following Webex link is provided for Ms. Carey's use during the upcoming hearing on December 7, and 8, 2022. It includes the Webex meeting number for video participation as well as a United Kingdom phone number for participation via conference call.

Webex dial-in information for both December 7 and 8, 2022:

**Join from the meeting link**

<https://illinois.webex.com/illinois/j.php?MTID=mac5068b88a5712f499543f4c8718d0bc>

**Join by meeting number**

Meeting number (access code): 2467 693 6884

Meeting password: jFjkUuSq852

**Join by phone**

+1-312-535-8110 United States Toll (Chicago)

+1-415-655-0002 US Toll

+44-203-478-5286 United Kingdom Toll

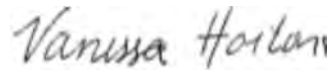
**Order of Witnesses**

Following a September 19, 2022, prehearing conference, a hearing officer order set the order of witnesses for the upcoming hearing. Due to the addition of a remote witness and a request by the American Chemistry Council to move the order of its witness, the witness order beginning on December 7, 2022, will be as follows:

1. Sandra Carey
2. Melinda Hahn
3. Lisa Yost
4. Robyn Prueitt
5. Stephen Risotto
6. Thomas Hilbert

7. Eric Ballenger
8. Ned Beecher.

IT IS SO ORDERED.



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