ILLINOIS POLLUTION CONTROL BOARD January 25, 2024

| NEOS JOLIET, LLC, |) |
|--|---------------------------|
| Petitioner, |) |
| v. |))) PCB 23-135 |
| ILLINOIS ENVIRONMENTAL PROTECTION AGENCY, |) (Thermal Demonstration) |
| Respondent. |) |

HEARING OFFICER ORDER

On January 25, 2024, all parties participated in a telephonic status conference with the hearing officer. It was noted that the Agency filed its Recommendation on September 27, 2023. It is also noted that the Illinois Department of Natural Resources counsel (IDNR), during the conference call that an attachment to the Recommendation from the IDNR approval of the Agency's submission is dated April 15, 2022, and the approval expires in 2 years, or April 15, 2024. The Agency's counsel stated that it will confer with its technical staff for a possible reinitiation of the submittal if need be. Counsel is directed to advise the petitioner and the Board of its results.

The petitioner stated that it is awaiting any further questions/directives from the Board, whether to proceed to hearing or make its ruling.

The parties or their legal representatives are directed to participate in a telephonic status conference with the hearing officer on March 21, 2024, at 9:45 a.m. The telephonic status conference must be initiated by the petitioner with the petitioner providing the call-in number. Each party is responsible for its own appearance. At the conference, the parties must be prepared to discuss the status of the case.

IT IS SO ORDERED.

Bradley P. Halloran

Hearing Officer

Illinois Pollution Control Board

Bradley P. Hellon

60 E. Van Buren Street

Suite 630

Chicago, Illinois 60605

312.814.8917

Brad.Halloran@illinois.gov

CERTIFICATE OF SERVICE

It is hereby certified that true copies of the foregoing order were e-mailed on January 25, 2024, to each of the persons on the service list below.

It is hereby certified that a true copy of the foregoing order was e-mailed to the following on January 25, 2024:

Don Brown Illinois Pollution Control Board 60 E. Van Buren Street Suite 630 Chicago, Illinois 60605

> Bradley P. Halloran Hearing Officer Illinois Pollution Control Board 60 E. Van Buren Street Suite 630 Chicago, Illinois 60605 312.814.8917

Bradly P. Helon

@ Consents to electronic service

PCB 2023-135@ Melissa S. Brown HeplerBroom LLC 4340 Acer Grove Drive Springfield, IL 62711

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PCB 2023-135@ Rebecca Strauss IEPA 1021 North Grand Avenue East P.O. Box 19276 Springfield, IL 62794 PCB 2023-135@ Michael P. Murphy HeplerBroom LLC 4340 Acer Grove Drive Springfield, IL 62711

PCB 2023-135@ Renee Snow Illinois Department of Natural Resources One Natural Resources Way Springfield, IL 62702-1271