

ILLINOIS POLLUTION CONTROL BOARD  
August 11, 1994

ACME STEEL COMPANY,	)	
	)	
Petitioner,	)	
	)	
v.	)	PCB 91-28
	)	PCB 92-2
	)	(Permit Appeal)
ILLINOIS ENVIRONMENTAL	)	
PROTECTION AGENCY,	)	
	)	
Respondent.	)	

ORDER OF THE BOARD (by J. Theodore Meyer):

On August 3, 1994, petitioner Acme Steel Company (Acme) and respondent Illinois Environmental Protection Agency (Agency) filed a joint status report in this proceeding. This status report is in response to a March 31, 1994 Board order, directing Acme to file a status report by August 1. Acme also filed a motion for leave to file the status report *instanter*. That motion to file *instanter* is granted.

Acme again states that it is working with the Agency in pursuing permanent relief from the standards at issue in these appeals. Acme states that it filed a petition for adjusted standard with the Board on March 24, 1994. Acme states that if granted, that petition (docketed as AS 94-8) would resolve the permit appeals with regard to thermal permit limitations. Acme further states that the Agency is currently considering Acme's January 1994 proposal to resolve the other challenged permit conditions, and that the Agency has indicated that it may include many of those suggestions in Acme's new permit. Acme recommends that this matter be stayed for 90 days pending resolution of the adjusted standard petition.

The information contained in the August 3 status report is almost identical to that submitted by Acme on March 25, 1994, with the only new information being the reference to the possibility that the Agency will include many of Acme's suggestions in the new permit. There is no further information on the progress of the adjusted standard petition, nor any timeline for resolution of the other challenged conditions.<sup>1</sup> The


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<sup>1</sup> The Board notes that we today granted the Agency's third request for extension of time to respond to Acme's adjusted standard petition (AS 94-8), so that the Agency's response is now

joint status report is not accepted. Acme is directed to file an additional status report no later than August 26, 1994. That status report shall contain, at a minimum, an estimated timeline for progress and resolution of the adjusted standard, a summary of the other outstanding issues which would not be resolved by the adjusted standard, and an estimated time for resolution of those issues. Failure to provide this information will result in scheduling a hearing in this matter.

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above order was adopted on the 11<sup>th</sup> day of August, 1994, by a vote of 6-0.

  
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Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board

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due on September 30, 1994. The Agency's request for additional time is based upon discussions with Acme, and Acme's agreement to supplement the record of the adjusted standard proceeding "within 30 days".