

ILLINOIS POLLUTION CONTROL BOARD
April 26, 1979

PPG INDUSTRIES, INC.,)
)
 Petitioner,)
)
 v.) PCB 78-210
)
 ILLINOIS ENVIRONMENTAL)
 PROTECTION AGENCY,)
)
 Respondent.)


ORDER OF THE BOARD (by Mr. Werner):

On March 9, 1979, the Hearing Officer granted the Petitioner's Motion to Incorporate the Record of R78-12 (the related PPG Industries' proposed rule-change proceeding) into the record of the Variance proceeding PCB 78-210. On April 9, 1979, the Illinois Environmental Protection Agency ("Agency") filed a Motion to Correct the Record requesting that only the transcript of the hearing conducted in R78-12 and exhibits admitted at that hearing be incorporated in the record of PCB 78-210, and not the entire record of R78-12 on the grounds that it has always been the intention of the parties in this case to place before the Board only the transcript of the hearing in R78-12 and the exhibits admitted at that hearing in R78-12. Additionally, the Agency has stated that the record in this case will be submitted to the United States Environmental Protection Agency ("USEPA") as a revision to the Illinois implementation plan along with several other proposed revisions and it is a goal of the Respondent to make such submittals as concise as possible. The Agency's Motion to Correct the Record also contains an affidavit which states, *inter alia*, that the Petitioner's attorney has agreed that only the transcript of the hearing in R78-12 and the exhibits admitted at that hearing should be a part of the record of this proceeding.

Accordingly, the Board hereby grants the Respondent's Motion to Correct the Record and orders that only the transcript of the hearing conducted in R78-12 and exhibits admitted at that hearing be incorporated in the record of the proceeding in PCB 78-210 and not the entire record of R78-12.

IT IS SO ORDERED.

I, Christan L. Moffett, Clerk of the Illinois Pollution Control Board, hereby certify the above Order was adopted on the 26th day of April, 1979 by a vote of 4-0.



Christan L. Moffett, Clerk
Illinois Pollution Control Board