

ILLINOIS POLLUTION CONTROL BOARD
June 20, 1974

IN THE MATTER OF:)
)
PROPOSED MODIFICATIONS OF AIR) R 73-10
POLLUTION CONTROL REGULATIONS)
RULE 206(c))
)

ORDER OF THE BOARD (by Mr. Seaman):

On June 17, 1974, Clark Oil and Refining Corporation filed its Petition For Nondisclosure. Petitioner moves therein for acceptance of certain information as privileged against disclosure to the public and states as follows:

1. C. John Nuss has submitted as Clark Exhibit 2 an affidavit supported by certain Tables, Letter, and attachments from UOP (Universal Oil Products).

2. The affidavit is based on, among other documents, a certain letter attached thereto from J. G. Wenner of UOP to Mr. Keith Forry of Clark and dated March 30, 1972. Said letter has attached thereto documents entitled Attachment 1 dated 1/27/72 and a document entitled FCC YIELD ESTIMATE NO. 2005A, DATED 2/16/72.

3. Petitioner moves that the above referenced letter and documents are privileged for nondisclosure provisions of the Board under PCB Regulations Rule 107(b)(4) which applies to "information concerning secret manufacturing processes or confidential data submitted by any person under the Act."

4. Petitioner states that such letter and documents as herein referenced were developed for Clark by UOP under a secrecy agreement covering UOP design and operating licenses applicable to Clark's fluid catalytic cracking units. Information contained therein would advise certain non-licensees of UOP and certain competitors of Clark of new operating characteristics and processes not in general use by refiners and, further, protected by certain nonperfected patent rights possessed by UOP.

We hereby grant nondisclosure to the documents noted herein.

IT IS SO ORDERED.

I, Christian L. Moffett, Clerk of the Illinois Pollution Control Board, certify that the above Order was adopted on this 20th day of June, 1974 by a vote of 5-0.

