

ILLINOIS POLLUTION CONTROL BOARD
September 16, 2008

AMERICAN BOTTOM CONSERVANCY,)
)
 Petitioner,)
)
 v.) PCB 06-171
) (Third-Party NPDES Permit Appeal)
 ILLINOIS ENVIRONMENTAL)
 PROTECTION AGENCY and UNITED)
 STATES STEEL CORPORATION -)
 GRANITE CITY WORKS,)
)
 Respondents.)

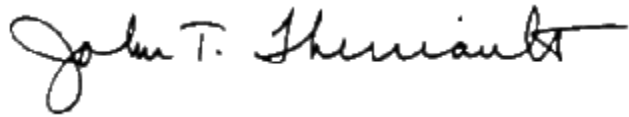
ORDER OF THE BOARD (by T.E. Johnson):

On July 22, 2008, the Appellate Court, Fifth District, issued a decision vacating the Board's final order in this proceeding and remanding the cause to the Board for further review using the correct standard of review. On September 8, 2008, the Board received the court's September 5, 2008 mandate.

Consequently, the Board directs that the hearing officer schedule a telephone status conference with the parties to set deadlines for the filing of legal briefs. Consistent with the court's decision, the briefs must address whether the Illinois Environmental Protection Agency abused its discretion in deciding not to hold a public hearing concerning the National Pollutant Discharge Elimination System (NPDES) permit for United States Steel Corporation's Granite City steelmaking facility.

IT IS SO ORDERED.

I, John T. Therriault, Assistant Clerk of the Illinois Pollution Control Board, certify that the Board adopted the above order on September 16, 2008, by a vote of 4-0.



John T. Therriault, Assistant Clerk
Illinois Pollution Control Board