

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

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MAY 17 2010

STATE OF ILLINOIS  
Pollution Control Board

GRAND PIER CENTER LLC and AMERICAN  
INTERNATIONAL SPECIALTY LINES  
INSURANCE CO. as subrogee of Grand Pier  
Center LLC,

Complainant,

v.

RIVER EAST LLC, CHICAGO DOCK AND  
CANAL TRUST, CHICAGO DOCK AND  
CANAL COMPANY, AND TRONOX LLC,

Respondents.

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TRONOX LLC,

Counter-Complainants,

v.

GRAND PIER CENTER LLC, and  
AMERICAN INTERNATIONAL SPECIALTY  
LINES INSURANCE CO., as subrogee of  
Grand Pier Center LLC,

Counter-Respondents.

PCB No. 05-157  
(Citizens Enforcement - Land)

PCB 05-157  
(Citizens Enforcement - Land)

NOTICE OF FILING


TO: John T. Therriault, Assistant Clerk  
Illinois Pollution Control Board  
James R. Thompson Center  
Suite 11-500  
100 West Randolph Street  
Chicago, IL 60601

Bradley Halloran, Hearing Officer  
Illinois Pollution Control Board  
James R. Thompson Center  
Suite 11-500  
100 West Randolph Street  
Chicago, IL 60601

SEE ATTACHED SERVICE LIST.

PLEASE TAKE NOTICE that on this date I have filed with the Office of the Clerk of the Pollution Control Board a letter to Hearing Officer Bradley Halloran, "*Re: Grand Pier Center LLC and American International Specialty Lines Insurance Co. v. River East LLC et al., PCB 05-157*," copies of which are herewith served upon you.

TRONOX LLC

  
\_\_\_\_\_  
David H. DeCelles, One of Its Attorneys

Date: May 17, 2010

David H. DeCelles  
KIRKLAND & ELLIS LLP  
300 North LaSalle  
Chicago, Illinois 60654-3406  
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E-Mail: david.decelles@kirkland.com  
Date: January 12, 2010

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STATE OF ILLINOIS  
Pollution Control Board

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David H. DeCelles  
To Call Writer Directly:  
(312) 862-7014  
david.decelles@kirkland.com

May 17, 2010

Bradley P. Halloran  
Hearing Officer  
Illinois Pollution Control Board  
100 W. Randolph Street, Suite 11-500  
Chicago, Illinois 60601

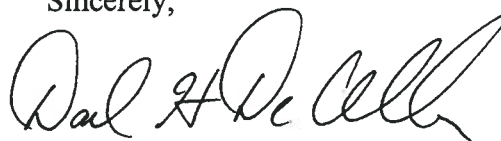
Re: *Grand Pier Center LLC and American International Specialty Lines  
Insurance co. v. River East LLC et al.*, PCB 05-157

Dear Hearing Officer Halloran:

In light of the January 14, 2010 Hearing Officer Order and the telephonic status conference scheduled for May 20, 2010, I write on behalf of respondent Tronox LLC ("Tronox") to reiterate Tronox's position concerning its participation in the above-referenced proceeding.

As explained in the attached letter to the Board, filed on January 12, 2010, Tronox is a debtor under chapter 11 of title 11 of the United States Code in *In re Tronox Incorporated*, Case No. 09-10156 (ALG) (Bankr. S.D.N.Y.). Accordingly, the Automatic Stay protects Tronox from continued participation in the above-referenced proceeding, including participation in status conferences. Thus, Tronox respectfully informs the Board that it does not intend to participate in the May 20, 2010 status conference, nor does it intend to participate in any additional status conferences in the above-referenced proceeding.

Sincerely,



David H. DeCelles

DHD/nmj

**KIRKLAND & ELLIS LLP**  
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January 12, 2010

Bradley P. Halloran  
Hearing Officer  
Illinois Pollution Control Board  
100 W. Randolph Street, Suite 11-500  
Chicago, Illinois 60601

Re: *Grand Pier Center LLC and American International Specialty Lines  
Insurance Co. v. River East LLC et al.*, PCB 05-157

Dear Hearing Officer Halloran:

In light of your October 16 Order in the above-referenced proceeding and the telephonic status conference scheduled for January 14, 2010, I write on behalf of respondent Tronox LLC to address its participation in this proceeding.

Kirkland & Ellis LLP represents Tronox Incorporated and its affiliated debtors (the "Debtors")<sup>1</sup> in their chapter 11 cases in the United States Bankruptcy Court for the Southern District of New York, *In re Tronox Incorporated*, Case No. 09-10156 (ALG). The Debtors include a respondent in this proceeding, Tronox LLC. On January 12, 2009, the Bankruptcy Court entered orders for relief in the Debtors' cases under title 11 of chapter 11 of the United States Code. The Debtors' chapter 11 cases are being jointly administered under the case of the lead Debtor, Tronox Incorporated.<sup>2</sup>

Pursuant to 11 U.S.C. § 362(a), the Debtors filing of voluntary petitions under chapter 11 operates as a stay, applicable to all Debtors, of, among other things: the commencement or continuation of a judicial, administrative, or other action or proceeding against the Debtors (i) that was or could have been commenced before the commencement of the Debtors' cases, or (ii) to recover a claim against the Debtors that arose before the commencement of the Debtors' cases

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<sup>1</sup> The Debtors include: Tronox Luxembourg S.ar.L.; Tronox Incorporated; Cimarron Corporation; Southwestern Refining Company, Inc.; Transworld Drilling Company; Triangle Refineries, Inc.; Triple S, Inc.; Triple S Environmental Management Corporation; Triple S Minerals Resources Corporation; Triple S Refining Corporation; Tronox LLC; Tronox Finance Corp.; Tronox Holdings, Inc.; Tronox Pigments (Savannah) Inc.; and Tronox Worldwide LLC.

<sup>2</sup> On August 10, 2009, American International Specialty Lines Insurance Co. filed a proof of claim in Tronox LLC's chapter 11 case claiming remediation costs incurred on behalf of Grand Pier Center LLC.

KIRKLAND & ELLIS LLP


Bradley P. Halloran  
January 12, 2010  
Page 2

(the "Automatic Stay"). Thus, the Automatic Stay prevents the continuation of this proceeding against Tronox LLC.

Because the Automatic Stay protects Tronox LLC and its estate from continued participation in the above-referenced case, including participation in status conferences, Tronox LLC respectfully informs you that it does not intend to participate in the January 14, 2010 status conference.

Please contact me if you have any questions or concerns.

Sincerely,

A handwritten signature in black ink, appearing to read "David H. DeCelles". The signature is fluid and cursive, with the first name "David" and last name "DeCelles" clearly distinguishable.

David H. DeCelles

cc: All Parties and Counsel of Record

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on this date, May 17, 2010, the original and ten (10) true and correct copies of the foregoing LETTER to Hearing Officer Bradley Halloran, "*Re: Grand Pier Center LLC and American International Specialty Lines Insurance Co. v. River East LLC et al., PCB 05-157,*" were filed by messenger upon:

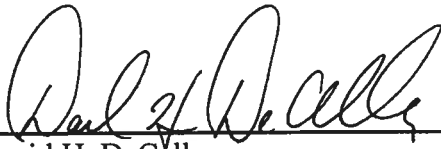
John T. Therriault, Assistant Clerk  
Illinois Pollution Control Board  
James R. Thompson Center  
Suite 11-500  
100 West Randolph Street  
Chicago, IL 60601

and that copies were served this same date by messenger upon the following:

Bradley Halloran, Hearing Officer  
Illinois Pollution Control Board  
James R. Thompson Center  
Suite 11-500  
100 West Randolph Street  
Chicago, IL 60601

and that copies were served this same date by United States Mail upon the following:

SEE ATTACHED SERVICE LIST

  
\_\_\_\_\_  
David H. DeCelles