

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

UNITED STATES STEEL)	
CORPORATION, a Delaware corporation,)	
)	
Petitioner,)	
)	
v.)	PCB 10-23
)	(CAAPP Permit Appeal)
ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY,)	
)	
Respondent.)	
)	
AMERICAN BOTTOM CONSERVANCY,)	
)	
Intervenor.)	

NOTICE OF FILING

TO: Mr. John Therriault	Carol Webb, Esq.
Assistant Clerk of the Board	Hearing Officer
Illinois Pollution Control Board	Illinois Pollution Control Board
100 West Randolph Street	1021 North Grand Avenue East
Suite 11-500	Post Office Box 19274
Chicago, Illinois 60601	Springfield, Illinois 62794-9274
(VIA ELECTRONIC MAIL)	(VIA FIRST CLASS MAIL)

(SEE PERSONS ON ATTACHED SERVICE LIST)

PLEASE TAKE NOTICE that I have today filed with the Office of the Clerk of the Illinois Pollution Control Board a copy of United States Steel Corporation's STATUS REPORT AND REQUEST TO POSTPONE STATUS CONFERENCE a copy of which is hereby served upon you.

Respectfully submitted,
UNITED STATES STEEL CORPORATION,
Petitioner,

Dated: May 16, 2011

By: /s/ Katherine D. Hodge
Katherine D. Hodge

Katherine D. Hodge
Monica T. Rios
HODGE DWYER & DRIVER
3150 Roland Avenue
Post Office Box 5776
Springfield, Illinois 62705-5776
(217) 523-4900

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

UNITED STATES STEEL)	
CORPORATION, a Delaware corporation,)	
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Petitioner,)	
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v.)	PCB No. 10-23
)	(CAAPP Permit Appeal)
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AMERICAN BOTTOM CONSERVANCY,)	
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**STATUS REPORT AND REQUEST
TO POSTPONE STATUS CONFERENCE**

NOW COMES Petitioner, UNITED STATES STEEL CORPORATION (“Petitioner”), by and through its attorneys, HODGE DWYER & DRIVER, provides this status report to the Hearing Officer and the Illinois Pollution Control Board (“Board”) regarding recent activities in this matter. In addition, Petitioner requests that the status conference set for June 6, 2011 be postponed. Petitioner provides as follows:

1. On October 7, 2009, Petitioner filed a Petition for Review (“Petition”) of the Clean Air Act Permit Program (“CAAPP”) permit (No. 96030056) (“Permit”) issued on September 3, 2009, by the Illinois Environmental Protection Agency (“Illinois EPA”) for Petitioner’s integrated steel mill plant located in Granite City, Illinois.

2. On October 15, 2009, the Board accepted Petitioner’s Petition for hearing. Board Order, *United States Steel Corporation v. Illinois EPA*, PCB No. 10-23 (Ill.Pol.Control.Bd. Oct. 15, 2009). On December 3, 2009, the Board granted American

Bottom Conservancy's ("ABC") Motion to Intervene. Board Order, *United States Steel Corporation v. Illinois EPA*, PCB No. 10-23 (Ill.Pol.Control.Bd. Dec. 3, 2009).

3. Since October 15, 2009, the hearing officer assigned to this matter, Carol Webb, has held periodic status conferences. The next status conference is set for June 6, 2011. Hearing Officer Order, PCB No. 10-23 (Ill.Pol.Control.Bd. April 4, 2011).

4. In addition, on October 1, 2009, ABC filed a Petition to Object to Title V Permit for United States Steel Corporation Granite City Works with the United States Environmental Protection Agency ("USEPA"). On January 31, 2011, USEPA responded to ABC's Petition to Object and issued an Order Granting in Part and Denying in Part Petition for Objection to Permit. *See* 76 Fed. Reg. 12730 (Mar. 8, 2011).

5. In accordance with Subsection 39.5(9)(g) of the Illinois Environmental Protection Act, the Illinois EPA may, upon receipt of an objection from USEPA, revise and resubmit the Permit to USEPA after providing a 10-day comment period. 415 ILCS 5/39.5(9)(g); *see also* 415 ILCS 5/39.5(9) *et seq.* and 40 C.F.R. § 70.7(g)(4), (5)(i) – (ii) and 70.8(d).

6. On March 16, 2011, Illinois EPA commenced a 10-day comment period on a planned revision of the CAAPP Permit. *See* Illinois EPA, Notice of Comment Period Concerning the Planned Issuance of a Revised Clean Air Act Permit Program Permit for U.S. Steel Corporation Granite City Works, available at <http://www.epa.state.il.us/public-notices/2008/us-steel/revised/us-steel-comment-period-notice.pdf> (Mar. 16, 2011).

7. On May 2, 2011, Illinois EPA issued a final Revised CAAPP Permit. Pursuant to Section 40.2 of the Illinois Environmental Protection Act, the permittee has

35 days after final permit action to petition the Board for hearing to contest Illinois EPA's decision. 415 ILCS 5/40.2(a). Since the appeal period has yet to lapse, Petitioner respectfully requests that the status conference be postponed until at least 30 days after the close of the appeal period.

8. Petitioner hereby commits to file another status report with the Board on or before June 16, 2011.

9. Petitioner has conferred with counsel for the Respondent, and he has no objection to Petitioner's request to postpone the status conference.

WHEREFORE, Petitioner, UNITED STATES STEEL CORPORATION, respectfully requests that the Hearing Officer postpone the status conference scheduled for June 6, 2011.

Respectfully submitted,

UNITED STATES STEEL CORPORATION,
Petitioner,

By: /s/Katherine D. Hodge
Katherine D. Hodge

Dated: May 16, 2011

Katherine D. Hodge
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HODGE DWYER & DRIVER
3150 Roland Avenue
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Springfield, Illinois 62705-5776
(217) 523-4900

USSC:003/Fil/Status Report 2

CERTIFICATE OF SERVICE

I, Katherine D. Hodge, the undersigned, certify that I have served the attached
STATUS REPORT AND REQUEST TO POSTPONE STATUS CONFERENCE upon:

Mr. John Therriault
Assistant Clerk of the Board
Illinois Pollution Control Board
100 West Randolph Street
Suite 11-500
Chicago, Illinois 60601

via electronic mail on May 16, 2011; and upon:

Carol Webb, Esq
Hearing Officer
Illinois Pollution Control Board
1021 North Grand Avenue East
P.O. Box 19274
Springfield, Illinois 62794-9274

Maxine I. Lipeles, Esq.
Washington University School of Law
One Brookings Drive
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Thomas E. Davis, Esq.
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Office of the Illinois Attorney General
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Julie K. Armitage, Esq.
Sally Carter, Esq.
Division of Legal Counsel
Illinois Environmental Protection Agency
1021 North Grand Avenue East
Post Office Box 19276
Springfield, Illinois 62794-9276

by depositing said documents in the United States Mail, postage prepaid, in Springfield,
Illinois, on May 16, 2011.

By: /s/ Katherine D. Hodge
Katherine D. Hodge