

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

VILLAGE OF HOMEWOOD, HOMEWOOD)	
ILLINOIS, VILLAGE OF ORLAND PARK,)	
ORLAND PARK ILLINOIS, VILLAGE OF)	
MIDLOTHIAN, MIDLOTHIAN ILLINOIS,)	
VILLAGE OF TINLEY PARK, TINLEY PARK)	
ILLINOIS, EXXONMOBIL OIL)	
CORPORATION, VILLAGE OF WILMETTE,)	
WILMETTE ILLINOIS, CITY OF COUNTRY)	
CLUB HILLS, COUNTRY CLUB HILLS)	
ILLINOIS, NORAMCO-CHICAGO, INC.,)	
FLINT HILLS RESOURCES JOLIET LLC,)	
CITY OF EVANSTON, EVANSTON ILLINOIS,	)	PCB 16-14 (Homewood)
VILLAGE OF SKOKIE, SKOKIE ILLINOIS,	)	PCB 16-15 (Orland Park)
ILLINOIS DEPARTMENT OF	)	PCB 16-16 (Midlothian)
TRANSPORTATION, METROPOLITAN	)	PCB 16-17 (Tinley Park)
WATER RECLAMATION DISTRICT OF	)	PCB 16-18 (ExxonMobil)
GREATER CHICAGO, VILLAGE OF	)	PCB 16-20 (Wilmette)
RICHTON PARK, RICHTON PARK ILLINOIS,	)	PCB 16-21 (Country Club Hills)
VILLAGE OF LINCOLNWOOD,	)	PCB 16-22 (Noramco-Chicago)
LINCOLNWOOD ILLINOIS, CITY OF OAK	)	PCB 16-23 (Flint Hills Resources)
FOREST, OAK FOREST ILLINOIS, VILLAGE	)	PCB 16-25 (Evanston)
OF LYNWOOD, LYNWOOD ILLINOIS,	)	PCB 16-26 (Skokie)
CITGO HOLDINGS, INC., VILLAGE OF NEW	)	PCB 16-27 (IDOT)
LENOX, NEW LENOX ILLINOIS, CITY OF	)	PCB 16-29 (MWRDGC)
LOCKPORT, LOCKPORT ILLINOIS,	)	PCB 16-30 (Richton Park)
CATERPILLAR, INC., CITY OF CREST HILL,	)	PCB 16-31 (Lincolnwood)
CREST HILL ILLINOIS, CITY OF JOLIET,	)	PCB 16-33 (Oak Forest)
JOLIET ILLINOIS, MORTON SALT, INC.,	)	PCB 19-7 (Village of Lynwood)
CITY OF PALOS HEIGHTS, PALOS HEIGHTS	)	PCB 19-8 (Citgo Holdings)
ILLINOIS, VILLAGE OF ROMEOVILLE,	)	PCB 19-9 (New Lenox)
ROMEOVILLE ILLINOIS, IMTT ILLINOIS	)	PCB 19-10 (Lockport)
LLC, STEPAN CO., VILLAGE OF PARK	)	PCB 19-11 (Caterpillar)
FOREST, PARK FOREST ILLINOIS, OZINGA	)	PCB 19-12 (Crest Hill)
READY MIX CONCRETE, INC., OZINGA	)	PCB 19-13 (Joliet)
MATERIALS, INC., MIDWEST MARINE	)	PCB 19-14 (Morton Salt)
TERMINALS LLC, VILLAGE OF MOKENA,	)	PCB 19-15 (Palos Heights)
MOKENA ILLINOIS, VILLAGE OF OAK	)	PCB 19-16 (Romeoville)
LAWN, OAK LAWN ILLINOIS, VILLAGE OF	)	PCB 19-17 (IMTT Illinois)
DOTON, DOTON ILLINOIS, VILLAGE OF	)	PCB 19-18 (Stepan)
GLENWOOD, GLENWOOD ILLINOIS,	)	PCB 19-19 (Park Forest)
VILLAGE OF MORTON GROVE, MORTON	)	PCB 19-20 (Ozinga Ready Mix)
GROVE ILLINOIS, VILLAGE OF LANSING,	)	PCB 19-21 (Ozinga Materials)
LANSING ILLINOIS, VILLAGE OF	)	PCB 19-22 (Midwest Marine)

FRANKFORT, FRANKFORT ILLINOIS,	)	PCB 19-23 (Mokena)
VILLAGE OF WINNETKA, WINNETKA	)	PCB 19-24 (Oak Lawn)
ILLINOIS, VILLAGE OF LA GRANGE, LA	)	PCB 19-25 (Doton)
GRANGE ILLINOIS, INGREDION, INC.,	)	PCB 19-26 (Glenwood)
VILLAGE OF CHANNAHON, CHANNAHON	)	PCB 19-27 (Morton Grove)
ILLINOIS, COOK COUNTY DEPARTMENT	)	PCB 19-28 (Lansing)
OF TRANSPORTATION AND HIGHWAYS,	)	PCB 19-29 (Frankfort)
VILLAGE OF NILES, NILES ILLINOIS,	)	PCB 19-30 (Winnetka)
SKYWAY CONCESSION COMPANY LLC,	)	PCB 19-31 (La Grange)
VILLAGE OF ELWOOD, ELWOOD ILLINOIS,	)	PCB 19-32 (Ingredion)
CITY OF CHICAGO, CHICAGO ILLINOIS,	)	PCB 19-33 (Channahon)
VILLAGE OF CRESTWOOD, CRESTWOOD	)	PCB 19-34 (CCDTH)
ILLINOIS and VILLAGE OF RIVERSIDE,	)	PCB 19-35 (Niles)
RIVERSIDE ILLINOIS	)	PCB 19-36 (Skyway)
	)	PCB 19-37 (Elwood)
Petitioners,	)	PCB 19-38 (Chicago)
	)	PCB 19-40 (Crestwood)
v.	)	PCB 19-48 (Riverside)
)	
ILLINOIS ENVIRONMENTAL PROTECTION	)	(Time-Limited Water Quality
AGENCY,	)	Standard)
	)	(Consolidated)
Respondent.)	

NOTICE OF FILING

TO: Don Brown	Brad Halloran
Clerk of the Board	Hearing Officer
Illinois Pollution Control Board	Illinois Pollution Control Board
100 W. Randolph Street, Suite 11-500	100 W. Randolph Street, Suite 11-500
Chicago, Illinois 60601	Chicago, Illinois 60601
(VIA ELECTRONIC MAIL)	(VIA ELECTRONIC 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 **MOTION TO SEVER CLAIMS**, a copy of which is herewith served upon you.

<signature on following page>

Respectfully submitted,

INGREDION INCORPORATED,
Petitioner,

Dated: September 11, 2018

By: /s/ Joshua J. Houser
One of Its Attorneys

Katherine D. Hodge
Joshua J. Houser
Daniel L. Siegfried
HEPLERBROOM, LLC
4340 Acer Grove Drive
Springfield, Illinois 62711
Katherine.Hodge@heplerbroom.com
Joshua.Houser@heplerbroom.com
Daniel.Siegfried@heplerbroom.com
(217) 528-3674

CERTIFICATE OF SERVICE

I, the undersigned, on oath state the following:

That I have served the attached **MOTION TO SEVER CLAIMS** via electronic mail

upon:

Don Brown
Clerk of the Board
Illinois Pollution Control Board
100 W. Randolph Street, Suite 11-500
Chicago, Illinois 60601
Don.Brown@illinois.gov

Brad Halloran
Hearing Officer
Illinois Pollution Control Board
100 W. Randolph Street, Suite 11-500
Chicago, Illinois 60601
Brad.Halloran@illinois.gov

PCB 2016-014@
Sara Terranova
IEPA
1021 North Grand Avenue East
P.O. Box 19276
Springfield, IL 62794-9276
sara.terranova@illinois.gov

PCB 2016-014@
Christopher J. Cummings
Christopher J. Cummings, P.C.
2024 Hickory Road
Suite 205
Homewood, IL 60430
chris@CJCummingsLaw.com

PCB 2016-014@
Stefanie N. Diers
IEPA
1021 North Grand Avenue East
P.O. Box 19276
Springfield, IL 62794-9276
Stefanie.diers@illinois.gov

PCB 2016-014@
Albert Ettinger
Law Firm of Albert Ettinger
53 W. Jackson
Suite 1664
Chicago, IL 60604
ettinger.albert@gmail.com

PCB 2016-015@
Dennis Walsh
Klein, Thorpe & Jenkins
15010 S. Ravinia Avenue
Suite 17
Orland Park, IL 60477
dgwalsh@ktjlaw.com

PCB 2016-015@
E. Kenneth Friker
Klein, Thorpe & Jenkins
15010 S. Ravinia Avenue
Suite 17
Orland Park, IL 60477
ekfriker@ktjlaw.com

PCB 2016-014, -020@
Dennis G. Walsh
Scott F. Uhler
Erin K. Lavery
20 N. Wacker Drive
Suite 1660
Chicago, IL 60606
dgwalsh@ktjlaw.com
suhler@ktjlaw.com
eklavery@ktjlaw.com

PCB 2016-016@
David J. Freeman
Robbins, Schwartz, Nicholas,
Lifton & Taylor, Ltd
631 E. Boughton Road
Suite 200
Bolingbrook, IL 60440
dfreeman@robbins-schwartz.com

PCB 2016-016, -017@
Dennis Walsh
Klein, Thorpe & Jenkins
15010 S. Ravinia Avenue
Suite 17
Orland Park, IL 60477
dgwalsh@ktjlaw.com

PCB 2016-021@
Amber M. Samuelson
Rosenthal, Murphey, Coblentz
& Donahue
30 N. LaSalle Street, Suite 1624
Chicago, IL 60602
ASamuelson@rmcj.com

PCB 2016-021@
Peter D. Coblentz
Rosenthal, Murphey, Coblentz
& Donahue
30 N. LaSalle Street, Suite 1624
Chicago, IL 60602
pcoblentz@rmcj.com

PCB 2016-025@
W. Grant Farrar
City of Evanston Law Dept
2100 Ridge Road
Suite 4400
Evanston, IL 60201
gfarrar@cityofevanston.org

PCB 2016-016@
Peter Murphy
11800 S. 75th Avenue
Suite 101
Palos Heights, IL 60463
pmmlawyer@aol.com

PCB 2016-018@
Katherine D. Hodge
Heplerbroom, LLC
4340 Acer Grove Drive
Springfield, IL 62711
Katherine.Hodge@heplerbroom.com

PCB 2016-025@
W. Grant Farrar
City of Evanston
555 Lincoln St.
Evanston, IL 60201
gfarrar@cityofevanston.org

PCB 2016-022@
John P. Antonopoulos
Antonopoulos & Virtel, PC
15419 127th Street
Suite 100
Lemont, IL 60439
john@avlawoffice.net

Electronic Filing: Received, Clerk's Office 09/11/2018

PCB 2016-023@
Katherine D. Hodge
Heplerbroom, LLC
4340 Acer Grove Drive
Springfield, IL 62711
Katherine.Hodge@heplerbroom.com

PCB 2016-018, -023@
Joshua Houser
Heplerbroom, LLC
4340 Acer Grove Drive
Springfield, IL 62711
Joshua.Houser@heplerbroom.com

PCB 2016-025@
David Stoneback, Director
City of Evanston
555 Lincoln St.
Evanston, IL 60201
dstoneback@cityofevanston.org

PCB 2016-025@
Mario Treto
Corporation Counsel
City of Evanston Law Department
2100 Ridge Road
Evanston, IL 60201
mtreto@cityofevanston.org

PCB 2016-025@
Lindsey Ott
City of Evanston
555 Lincoln St.
Evanston, IL 60201
Lott@cityofevanston.org

PCB 2016-026@
James G. McCarthy
Village of Skokie
5127 Oakton Street
Skokie, IL 60077
james.mccarthy@skokie.org

PCB 2016-026@
Melanie Pettway
Village of Skokie
5127 Oakton Street
Skokie, IL 60077
melanie.pettway@skokie.org

PCB 2016-026@
Michael M. Lorge
Village of Skokie
5127 Oakton Street
Skokie, IL 60077
michael.lorge@skokie.org

PCB 2016-027@
Matthew D. Dougherty
Special Assistant Attorney General
Illinois Dept. of Transportation
2300 S. Dirksen Parkway
Springfield, IL 62764
Matthew.Dougherty@illinois.gov

PCB 2016-029@
Margaret T. Conway
Metropolitan Water Reclamation
District
100 E. Erie Street
Chicago, IL 60611
Margaret.conway@mwr.org

PCB 2016-029@
Fredric P. Andes
Paul M. Drucker
Barnes & Thornburg
1 N. Wacker Drive
Suite 4400
Chicago, IL 60602
fandes@btlaw.com
pdrucker@btlaw.com

PCB 2016-030@
Peter D. Coblentz
Rosenthal, Murphey Coblentz
& Donahue
30 N. LaSalle Street, Suite 1624
Chicago, IL 60602
pcoblentz@rmcj.com

PCB 2016-031@
Hart M. Passman
Holland & Knight LLC
131 S. Dearborn Street
30th Floor
Chicago, IL 60603
hart.passman@hklaw.com

PCB 2016-033@
Richard Rinchich
Director of Public Works
City of Oak Forest
15440 S. Central Avenue
Oak Forest, IL 60452
rrinchich@oak-forest.org

PCB 2016-033@
Erin K. Lavery
Klein, Thorpe & Jenkins, Ltd.
20 N. Wacker Drive
Suite 1660
Chicago, IL 60606
eklavery@ktjlaw.com

PCB 2016-030@
Amber M. Samuelson
Rosenthal, Murphey, Coblentz
& Donahue
30 N. LaSalle Street, Suite 1624
Chicago, IL 60606
ASamuelson@rmcj.com

PCB 2016-031@
Andrew N. Fiske
Holland & Knight LLC
131 S. Dearborn Street
30th floor
Chicago, IL 60603
andrew.fiske@hklaw.com

PCB 2016-031@
Steven M. Elrod
Holland & Knight LLC
131 S. Dearborn Street
30th Floor
Chicago, IL 60603
steven.elrod@hklaw.com

PCB 2016-033@
Dennis G. Walsh
Klein, Thorpe & Jenkins, Ltd.
20 N. Wacker Drive
Suite 1660
Chicago, IL 60606
dgwalsh@ktjlaw.com

PCB 2016-033@
Scott F. Uhler
Klein, Thorpe & Jenkins, Ltd.
20 N. Wacker Drive
Suite 1660
Chicago, IL 60606
suhler@ktjlaw.com

PCB 2019-007@
Michael J. Marovich
Hiskes Dillner O'Donnell Marovich Lapp Ltd
10759 West 159th Street
Suite 201
Orland Park, Illinois 60467
Marovich@hdoml.com

PCB 2019-009@
Michael R. Stiff
Spesia and Taylor
1415 Black Road
Joliet, Illinois 60435
mstiff@spesia-taylor.com

PCB 2019-011@
Chuck Anthony – Attorney
Caterpillar Inc.
100 NE Adams Street
Peoria, Illinois 61629
Anthony.Charles_r@cat.com

PCB 2019-013@
Martin J. Shanahan, Jr.
Corporation Counsel
City of Joliet
150 West Jefferson Street
Joliet, Illinois 60432-4156
mshanahan@jolietcity.org

PCB 2019-014@
Eric E. Boyd
Thompson Coburn LLP
55 East Monroe Street
Chicago, Illinois 60603
eboyd@thompsoncoburn.com

PCB 2019-016@
Dennis G. Walsh
Klein, Thorpe & Jenkins, Ltd.
20 N. Wacker Drive
Suite 1660
Chicago, Illinois 60606
dgwalsh@ktjlaw.com

PCB 2019-008@
Jeffery C. Fort
Dentons US LLP
233 South Wacker Drive
Suite 7800
Chicago, Illinois 60606
Jeffery.fort@dentons.com

PCB 2019-010@
Sonni Choi Williams – City Attorney
City of Lockport
222 East 9th Street
Lockport, Illinois 60441
swilliams@lockport.org

PCB 2019-012@
Michael R. Stiff
Spesia and Taylor
1415 Black Road
Joliet, Illinois 60435
mstiff@spesia-taylor.com

PCB 2019-013@
Alexandra Wyss
Administrative Assistant
City of Joliet
150 West Jefferson Street
Joliet, Illinois 60432-4156
awyss@jolietcity.org

PCB 2019-015@
Dennis G. Walsh
Klein, Thorpe & Jenkins, Ltd.
20 N. Wacker Drive
Suite 1660
Chicago, Illinois 60606
dgwalsh@ktjlaw.com

PCB 2019-017@
David L. Rieser
K & L Gates, LLP
70 W. Madison Street
Suite 3100
Chicago, Illinois 60602
David.Rieser@klgates.com

Electronic Filing: Received, Clerk's Office 09/11/2018

PCB 2019-018@
Brett D. Henrich
Vedder Price
222 N. LaSalle Street
Suite 2600
Chicago, Illinois 60601
bheinrich@vedderprice.com

PCB 2019-018@
Dana B. Mehlman
Vedder Price
222 N. LaSalle Street
Suite 2600
Chicago, Illinois 60601
dmehlman@vedderprice.com

PCB 2019-019@
Felicia L. Frazier
Odelson & Sterk, Ltd.
3318 West 95th Street
Evergreen Park, Illinois 60642
ffrazier@odelsonsterk.com

PCB 2019-020@
Richard S. Porter
Hinshaw & Culbertson
100 Park Avenue
P.O. Box 1389
Rockford, Illinois 61105-1389
rporter@hinshawlaw.com

PCB 2019-021@
Richard S. Porter
Hinshaw & Culbertson
100 Park Avenue
P.O. Box 1389
Rockford, Illinois 61105-1389
rporter@hinshawlaw.com

PCB 2019-022@
Richard S. Porter
Hinshaw & Culbertson
100 Park Avenue
P.O. Box 1389
Rockford, Illinois 61105-1389
rporter@hinshawlaw.com

PCB 2019-023@
Carl R. Buck
Rathbun, Cservenyak & Kozol, LLC
3260 Executive Drive
Joliet, Illinois 60431
cbuck@rcklawfim.com

PCB 2019-024@
Thomas J. Condon, Jr.
Peterson Johnson Murray Chicago LLC
200 W. Adams
Suite 2125
Chicago, Illinois 60606
tcondon@pjmchicago.com

PCB 2019-025@
Amber M. Samuelson
Rosenthal, Murphey, Coblenz & Donahue
30 North LaSalle Street
Suite 1624
Chicago, Illinois 60602
asamuelson@rmcj.com

PCB 2019-026@
John F. Donahue
Rosenthal, Murphey, Coblenz & Donahue
30 North LaSalle Street
Suite 1624
Chicago, Illinois 60602
jdonahue@rmcj.com

PCB 2019-027@
Teresa Hoffman Liston
Village of Morton Grove
6101 Capulina Avenue
Morton Grove, Illinois 60053
tliston@mortongroveil.org

PCB 2019-028@
Matthew M. Welch
Montana and Welch LLC
11950 South Harlem Avenue
Suite 102
Palos Heights, Illinois 60463
mwelch@montanawelch.com

PCB 2019-029@
George F. Mahoney III
Mahoney, Silverman & Cross, Ltd.
822 Infantry Drive
Suite 100
Joliet, Illinois 60435
gmahoney@msclawfirm.com

PCB 2019-030@
Benjamin L. Schuster
Holland & Knight LLC
131 South Dearborn Street
30th Floor
Chicago, Illinois 60603
ben.schuster@hklaw.com

PCB 2019-031@
Mark E. Burkland
Holland & Knight LLC
131 South Dearborn Street
30th Floor
Chicago, Illinois 60603
Mark.burkland@hklaw.com

PCB 2019-033@
Marron Mahoney
Mahoney, Silverman, & Cross, Ltd.
822 Infantry Drive
Suite 100
Joliet, Illinois 60435
mmahoney@msclawfirm.com

PCB 2019-034@
Jeffrey Fronczak
Cook County Department of Transportation
& Highways
69 West Washington Street
24th Floor
Chicago, Illinois 60602
Jeff.fronczak@cookcountyil.gov

PCB 2019-035@
D. Danielle Grecic
Village of Niles
1000 Civic Center Drive
Niles, Illinois 60714
DG@VNILES.com

PCB 2019-36@
Brett D. Henrich
Vedder Price
222 N. LaSalle Street
Suite 2600
Chicago, Illinois 60601
bheinrich@vedderprice.com

PCB 2019-36@
Dana B. Mehlman
Vedder Price
222 N. LaSalle Street
Suite 2600
Chicago, Illinois 60601
dmehlman@vedderprice.com

Electronic Filing: Received, Clerk's Office 09/11/2018

PCB 2019-037@
David J. Silverman
Mahoney, Silverman, and Cross Ltd.
822 Infantry Drive
Suite 100
Joliet, Illinois 60435
jsilverman@msclawfim.com

PCB 2019-038@
Jared Policicchio
Chicago Department of Law
30 N. LaSalle Street
Suite 1400
Chicago, Illinois 60602
jared.policicchio@cityofchicago.org

PCB 2019-040@
David V. Sosin
Sosin Arnold & Schoenbelt LTD
9501 West 144th Place
Suite 205
Orland Park, Illinois 60462
dsosin@sosinarnold.com

PCB 2019-048@
Edward J. Bailey
Village of Riverdale
Director of Public Works
3860 Columbus Blvd
Riverdale, Illinois 60546
ebailey@riverdale.il.us

That my email address is Joshua.Houser@heplerbroom.com.

That the number of pages in the email transmission is 16 pages.

That the email transmission took place before 5:00 p.m. on the date of September 11, 2018.

/s/ Joshua J. Houser

Joshua J. Houser

Date: September 11, 2018

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

VILLAGE OF HOMEWOOD, HOMEWOOD)	
ILLINOIS, VILLAGE OF ORLAND PARK,)	
ORLAND PARK ILLINOIS, VILLAGE OF)	
MIDLOTHIAN, MIDLOTHIAN ILLINOIS,)	
VILLAGE OF TINLEY PARK, TINLEY PARK)	
ILLINOIS, EXXONMOBIL OIL)	
CORPORATION, VILLAGE OF WILMETTE,)	
WILMETTE ILLINOIS, CITY OF COUNTRY)	
CLUB HILLS, COUNTRY CLUB HILLS)	
ILLINOIS, NORAMCO-CHICAGO, INC.,)	
FLINT HILLS RESOURCES JOLIET LLC,)	
CITY OF EVANSTON, EVANSTON ILLINOIS,	)	PCB 16-14 (Homewood)
VILLAGE OF SKOKIE, SKOKIE ILLINOIS,	)	PCB 16-15 (Orland Park)
ILLINOIS DEPARTMENT OF	)	PCB 16-16 (Midlothian)
TRANSPORTATION, METROPOLITAN	)	PCB 16-17 (Tinley Park)
WATER RECLAMATION DISTRICT OF	)	PCB 16-18 (ExxonMobil)
GREATER CHICAGO, VILLAGE OF	)	PCB 16-20 (Wilmette)
RICHTON PARK, RICHTON PARK ILLINOIS,	)	PCB 16-21 (Country Club Hills)
VILLAGE OF LINCOLNWOOD,	)	PCB 16-22 (Noramco-Chicago)
LINCOLNWOOD ILLINOIS, CITY OF OAK	)	PCB 16-23 (Flint Hills Resources)
FOREST, OAK FOREST ILLINOIS, VILLAGE	)	PCB 16-25 (Evanston)
OF LYNWOOD, LYNWOOD ILLINOIS,	)	PCB 16-26 (Skokie)
CITGO HOLDINGS, INC., VILLAGE OF NEW	)	PCB 16-27 (IDOT)
LENOX, NEW LENOX ILLINOIS, CITY OF	)	PCB 16-29 (MWRDGC)
LOCKPORT, LOCKPORT ILLINOIS,	)	PCB 16-30 (Richton Park)
CATERPILLAR, INC., CITY OF CREST HILL,	)	PCB 16-31 (Lincolnwood)
CREST HILL ILLINOIS, CITY OF JOLIET,	)	PCB 16-33 (Oak Forest)
JOLIET ILLINOIS, MORTON SALT, INC.,	)	PCB 19-7 (Village of Lynwood)
CITY OF PALOS HEIGHTS, PALOS HEIGHTS	)	PCB 19-8 (Citgo Holdings)
ILLINOIS, VILLAGE OF ROMEOVILLE,	)	PCB 19-9 (New Lenox)
ROMEOVILLE ILLINOIS, IMTT ILLINOIS	)	PCB 19-10 (Lockport)
LLC, STEPAN CO., VILLAGE OF PARK	)	PCB 19-11 (Caterpillar)
FOREST, PARK FOREST ILLINOIS, OZINGA	)	PCB 19-12 (Crest Hill)
READY MIX CONCRETE, INC., OZINGA	)	PCB 19-13 (Joliet)
MATERIALS, INC., MIDWEST MARINE	)	PCB 19-14 (Morton Salt)
TERMINALS LLC, VILLAGE OF MOKENA,	)	PCB 19-15 (Palos Heights)
MOKENA ILLINOIS, VILLAGE OF OAK	)	PCB 19-16 (Romeoville)
LAWN, OAK LAWN ILLINOIS, VILLAGE OF	)	PCB 19-17 (IMTT Illinois)
DOTON, DOTON ILLINOIS, VILLAGE OF	)	PCB 19-18 (Stepan)
GLENWOOD, GLENWOOD ILLINOIS,	)	PCB 19-19 (Park Forest)
VILLAGE OF MORTON GROVE, MORTON	)	PCB 19-20 (Ozinga Ready Mix)
GROVE ILLINOIS, VILLAGE OF LANSING,	)	PCB 19-21 (Ozinga Materials)
LANSING ILLINOIS, VILLAGE OF	)	PCB 19-22 (Midwest Marine)

FRANKFORT, FRANKFORT ILLINOIS,	)	PCB 19-23 (Mokena)
VILLAGE OF WINNETKA, WINNETKA	)	PCB 19-24 (Oak Lawn)
ILLINOIS, VILLAGE OF LA GRANGE, LA	)	PCB 19-25 (Doton)
GRANGE ILLINOIS, INGREDION, INC.,	)	PCB 19-26 (Glenwood)
VILLAGE OF CHANNAHON, CHANNAHON	)	PCB 19-27 (Morton Grove)
ILLINOIS, COOK COUNTY DEPARTMENT	)	PCB 19-28 (Lansing)
OF TRANSPORTATION AND HIGHWAYS,	)	PCB 19-29 (Frankfort)
VILLAGE OF NILES, NILES ILLINOIS,	)	PCB 19-30 (Winnetka)
SKYWAY CONCESSION COMPANY LLC,	)	PCB 19-31 (La Grange)
VILLAGE OF ELWOOD, ELWOOD ILLINOIS,	)	PCB 19-32 (Ingredion)
CITY OF CHICAGO, CHICAGO ILLINOIS,	)	PCB 19-33 (Channahon)
VILLAGE OF CRESTWOOD, CRESTWOOD	)	PCB 19-34 (CCDTH)
ILLINOIS and VILLAGE OF RIVERSIDE,	)	PCB 19-35 (Niles)
RIVERSIDE ILLINOIS	)	PCB 19-36 (Skyway)
	)	PCB 19-37 (Elwood)
Petitioners,	)	PCB 19-38 (Chicago)
	)	PCB 19-40 (Crestwood)
v.	)	PCB 19-48 (Riverside)
)	
ILLINOIS ENVIRONMENTAL PROTECTION	)	(Time-Limited Water Quality
AGENCY,	)	Standard)
	)	(Consolidated)
Respondent.)	

MOTION TO SEVER CLAIMS

INGREDION INCORPORATED (“Ingredion”), by and through its attorneys, HeplerBroom, LLC, hereby requests, pursuant to 35 Ill. Adm. Code Section 101.408, that the Illinois Pollution Control Board (“Board”) sever Ingredion’s Petition for a Time-Limited Water Quality Standard (“TLWQS”) for Temperature (PCB No. 19-32) from the above-captioned proceeding in which the Board consolidated numerous petitions for *chloride* TLWQSs. In support of this Motion to Sever Claims (“Motion”), Ingredion states as follows:

1. On July 26, 2018, pursuant to Section 38.5 of the Illinois Environmental Protection Act (“Act”), 415 ILCS 5/38.5, and 35 Ill. Adm. Code Section 104.100 *et seq.*, Ingredion petitioned the Board for a single discharger TLWQS from the *temperature* standard

adopted by the Board at 35 Ill. Adm. Code Sections 302.408(b), (c), (d), (e), (f), and (h) (Use B temperature standards) for thermal discharges from Ingredion's Argo Plant in Bedford Park, Illinois, into a portion of the Chicago Area Waterway System known as the Chicago Sanitary & Ship Canal.

2. On August 23, 2018, the Board issued an Order in the above-captioned proceeding, noting that the Board had received 35 new petitions for a chloride TLWQS and consolidating them all for hearing. The chloride TLWQS petitions sought relief from the chloride water quality standards set forth at 35 Ill. Adm. Code Sections 302.407(g)(2) and (g)(3). Consistent with Section 101.406 of the Board's procedural rules, 35 Ill. Adm. Code Section 101.406, the Board found that consolidation would be convenient and expedient, without materially prejudicing any party.

3. In consolidating the numerous *chloride* TLWQS petitions in the above-captioned consolidated proceeding, the Board inadvertently included Ingredion's petition for a *temperature* TLWQS.

4. Because the regulations from which TLWQS relief is sought differs for temperature and chloride petitions, Ingredion submits that its temperature TLWQS petition will address different requirements than those addressed in the chloride TLWQS petitions. As a result, consolidating Ingredion's petition for a temperature TLWQS adds no convenience or expediency for the Board, for Ingredion, or for the chloride TLWQS petitioners. Rather, consolidation has the potential to prejudice the various petitioning parties (Ingredion and the chloride petitioners) by requiring them to attend and participate in hearing(s) addressing requirements not relevant to their respective petitions.

5. Section 101.408 of the Board's procedural rules provides that where "in the interest of convenient, expeditious, and complete determination of claims, and where no material prejudice will be caused, the Board may sever claims involving any number of parties." 35 Ill. Adm. Code Section 101.408.

6. Ingredion submits that severing its temperature TLWQS petition from the consolidated chloride TLWQS petitions is in the interest of convenient, expeditious, and complete determination of all such claims and that no material prejudice will be caused to any of the parties should the Board grant this request.

7. Finally, because Ingredion's temperature TLWQS petition was timely filed with the Board on July 26, 2018, Ingredion requests that the Board find that the temperature water quality standards from which relief is sought, i.e., 35 Ill. Adm. Code Sections 302.408(b), (c), (d), (e), (f), and (h) (Use B temperature standards), are stayed similar to the stay granted to the timely filed petitions in the consolidated chloride proceeding.

WHEREFORE, for the above and foregoing reasons, Ingredion hereby respectfully requests that the Illinois Pollution Control Board sever Ingredion's Petition for a Time-Limited Water Quality Standard for Temperature (PCB No. 19-32) from the above-captioned consolidated proceeding.

<signature on following page>

Respectfully submitted,

INGREDION INCORPORATED,
Petitioner,

Dated: September 11, 2018

By: /s/ Joshua J. Houser
One of Its Attorneys

Katherine D. Hodge
Joshua J. Houser
Daniel L. Siegfried
HEPLERBROOM, LLC
4340 Acer Grove Drive
Springfield, Illinois 62711
Katherine.Hodge@heplerbroom.com
Joshua.Houser@heplerbroom.com
Daniel.Siegfried@heplerbroom.com
(217) 528-3674