

**BEFORE THE ILLINOIS POLLUTION CONTROL BOARD**

IN THE MATTER OF:

MARATHON PETROLEUM  
COMPANY, LP

Petitioner,

v.

ILLINOIS ENVIRONMENTAL  
PROTECTION AGENCY,

Respondent.

PCB No. 2018-049

**NOTICE OF FILING**

TO:

Don Brown, Clerk of the Board  
Illinois Pollution Control Board  
100 W. Randolph Street, Suite 11-500  
Chicago, Illinois 60601  
[Don.brown@illinois.gov](mailto:Don.brown@illinois.gov)  
(VIA ELECTRONIC MAIL)

Carol Webb, Hearing Officer  
Illinois Pollution Control Board  
1021 North Grand Avenue East  
Springfield, Illinois 62794-9274  
[Carol.Webb@illinois.gov](mailto:Carol.Webb@illinois.gov)  
(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 FOR LEAVE TO FILE, a copy of which are herewith served upon you.

Respectfully submitted,

ILLINOIS DEPARTMENT OF NATURAL RESOURCES,

By: Virginia J. Yang  
Virginia J. Yang, Legal Counsel  
Illinois Department of Natural Resources  
2050 West Stearns Road  
Bartlett, Illinois 60103  
[Virginia.Yang@illinois.gov](mailto:Virginia.Yang@illinois.gov)

Dated: January 18, 2019

Illinois Department of Natural Resources  
One Natural Resources Way  
Springfield, Illinois 62702-1271  
217-782-1809 (general)  
87-608-3107 (direct)

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ILLINOIS ENVIRONMENTAL	)	
PROTECTION AGENCY,	)	
Respondent.	)	

**MOTION FOR LEAVE TO FILE**

NOW COMES the Illinois Department of Natural Resources (IDNR), an Interested Party to the above referenced proceedings, by and through one of its Attorneys, Virginia I. Yang, and files this MOTION FOR LEAVE TO FILE. In support of this motion the IDNR states as follows:

1. On November 1, 2018, the Illinois Pollution Control Board (Board) granted the IDNR an extension of time to file a response to the Illinois Environmental Protection Agency (IEPA) Recommendation and Marathon Petroleum Company LP's (Marathon) response to IDNR. In that Order, the Board noted that after IDNR filed its response, "the Board expects the Agency and Marathon to file their replies." *See* Board Order, PCB No. 2018-049, at 2 (November 1, 2018).
2. On December 28, 2018, IDNR filed its Response to IEPA's Recommendation. Along with an attached technical report, IDNR included three specific recommendation points for the Board to consider.
3. On January 3, 2019, Marathon filed a Motion for Leave to File a Reply to IDNR's Response to IEPA's Recommendation. In that Motion, Marathon requested that it be granted until February 15, 2019, to file its Reply to IDNR's Response.

4. On January 9, 2019, the Hearing Officer entered an Order granting Marathon's Motion for Leave to Reply to IDNR's Response, and allowing until February 15, 2019 to file such reply.
5. On January 11, 2019, IEPA filed a Motion for Leave to File a Reply to IDNR's Response to the IEPA's Recommendation, and allowing until March 15, 2019 to file such reply.
6. On January 14, 2019, the Hearing Officer entered an Order granting IEPA's Motion for Leave to Reply to IDNR's Response, and allowing until March 15, 2019 to file its reply.
7. The IDNR requests that it be granted until April 15, 2019 to file its Reply, if any, to Marathon's and to IEPA's Reply(s) to IDNR's 12/28/18 Response.
8. IEPA has no objection to granting of this Motion.

WHEREFORE, Illinois Department of Natural Resources respectfully requests the Board enter an Order granting this Motion for Leave to file its Reply to the above stated Reply(s) by Marathon and IEPA to IDNR's Response to IEPA's Recommendation, and allowing the IDNR until April 15, 2019 to file such Reply.

Respectfully submitted,

Illinois Department of Natural Resources

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DATED: January 18, 2018

Illinois Department of Natural Resources  
Office of Legal Affairs  
One Natural Resources Way  
Springfield, Illinois 62702-1271  
271-782-1809 (general)  
847-608-3107 (direct)

**CERTIFICATE OF SERVICE**

I, Virginia I. Yang, Legal Counsel for the Illinois Department of Natural Resources, herein certify that I have served a copy of the foregoing MOTION FOR LEAVE TO FILE, via electronic mailing upon:

Dan Brown Clerk of the Board  
Illinois Pollution Control Board  
100 W. Randolph Street (11-500)  
Chicago, IL 60603  
[Dan.Brown@illinois.gov](mailto:Dan.Brown@illinois.gov)


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Respectfully submitted,

ILLINOIS DEPARTMENT OF NATURAL  
RESOURCES

By:   
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