

SEP 07 1999

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

STATE OF ILLINOIS
Pollution Control Board

IN THE MATTER OF:)	
)	
PETITION OF HORSEHEAD RESOURCE)	AS 00-2
DEVELOPMENT COMPANY, INC. FOR AN)	(Adjusted Standard -
ADJUSTED STANDARD UNDER 35 ILL.)	RCRA)
ADM. CODE 720.131(c))	

NOTICE OF FILING

TO: Dorothy M. Gunn, Clerk
Illinois Pollution Control Board
100 West Randolph Street - 11th Floor
Chicago, IL 60601

Peter Orlinsky
Assistant Counsel
Division of Legal Counsel
Illinois Environmental
Protection Agency
1701 S. First Avenue, Suite 600
Maywood, IL 60153

Robert Lawley
Chief Legal Counsel
Illinois Department of Natural Resources
524 S. Second Street
Springfield, IL 62701

PLEASE TAKE NOTICE that on Tuesday, September 7, 1999, we hand delivered to the Clerk of the Pollution Control Board a NOTICE OF APPEARANCE AND UNOPPOSED MOTION FOR ADMISSION *PRO HAC VICE*, a copy of which is attached hereto and served upon you.

Respectfully submitted,

HORSEHEAD RESOURCE DEVELOPMENT
COMPANY, INC.

By: 
One of its Attorneys

John N. Moore
LAW OFFICES OF JOHN N. MOORE
200 North LaSalle Street
Suite 2200
Chicago, IL 60601-1095
(312) 782-9503

THIS FILING IS SUBMITTED ON RECYCLED PAPER

RECEIVED
CLERK'S OFFICE

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD SEP 07 1999

STATE OF ILLINOIS
Pollution Control Board

IN THE MATTER OF:)

PETITION OF HORSEHEAD RESOURCE)
DEVELOPMENT COMPANY, INC. FOR AN)
ADJUSTED STANDARD UNDER 35 ILL.)
ADM. CODE 720.131(c))

AS 00-2
(Adjusted Standard/
RCRA)

**NOTICE OF APPEARANCE AND UNOPPOSED
MOTION FOR ADMISSION *PRO HAC VICE***

Pursuant to 35 Ill. Adm. Code 101.107, I, Paul E. Gutermann, hereby file my appearance in this proceeding, on behalf of petitioner Horsehead Resource Development Company, Inc. ("HRD").

Since I am not licensed to practice in the State of Illinois, I also move the Illinois Pollution Control Board ("Board") to admit me *pro hac vice* for the limited purpose of representing HRD in this proceeding. The Illinois Environmental Protection Agency ("EPA") does not oppose this motion. In support thereof, I state the following:

1. I am a partner in the law firm Akin, Gump, Strauss, Hauer & Feld, L.L.P., in Washington, D.C. I have represented HRD for approximately nine years on environmental matters in general, and I am familiar with the facts and circumstances regarding this proceeding.

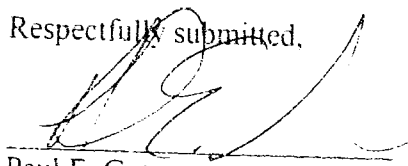
2. I am a member in good standing of the District of Columbia Bar. I also am a member in good standing of the following court bars: U.S. Supreme Court, U.S. Courts of Appeal for the Third, Fourth, Sixth, Tenth, Eleventh, and District of Columbia Circuits, and the U.S. District Courts in the Districts of Maryland and the District of Columbia.

3. I will comply with the Board's Rules and Regulations, and with any orders issued by the Board in this matter.

4. Peter Orinsky, counsel for IEPA, has authorized me to represent that the IEPA does not oppose this motion.

WHEREFORE, for the reasons stated above, I hereby request that the Board admit me *pro hac vice* in this proceeding.

Respectfully submitted,



Paul E. Gutermann

Paul E. Gutermann
AKIN, GUMP, STRAUSS, HAUER & FELD, L.L.P.
1333 New Hampshire Avenue, N.W.
Washington, D.C. 20036
(202) 887-4088

Date: September 7, 1999

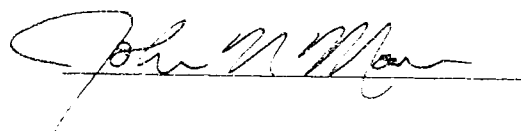
CERTIFICATE OF SERVICE

I, the undersigned, on oath state that I served the foregoing NOTICE OF APPEARANCE AND UNOPPOSED MOTION FOR ADMISSION *PRO HAC VICE* upon the following in the manner indicated below, this 7th day of September, 1999:

Dorothy M. Gunn, Clerk
Illinois Pollution Control Board
100 West Randolph Street - 11th Floor
Chicago, IL 60601
(HAND DELIVERY)

Peter Orlinsky
Assistant Counsel
Division of Legal Counsel
Illinois Environmental Protection
Agency
1701 South First Avenue, # 600
Maywood, IL 60153
(FIRST-CLASS MAIL)

Robert Lawley
Chief Legal Counsel
Department of Natural Resources
524 S. Second Street
Springfield, IL 62701
(FIRST-CLASS MAIL)



John M. Man