

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

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STATE OF ILLINOIS
Pollution Control Board

IN THE MATTER OF:)
)
WATER QUALITY STANDARDS AND)
EFFLUENT LIMITATIONS FOR THE)
CHICAGO AREA WATERWAY SYSTEM)
AND THE LOWER DES PLAINES RIVER:)
PROPOSED AMENDMENTS TO 35 Ill.)
Adm. Code Parts 301, 302, 303 and 304)

R08-09
(Rulemaking – Water)
Subdocket B

NOTICE OF FILING

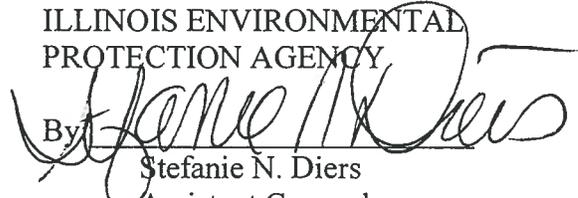
ORIGINAL

To: John Therriault, Clerk
Marie Tipsord, Hearing Officer
James R. Thompson Center
Illinois Pollution Control Board
100 West Randolph Street, Suite 11-500
Chicago, Illinois 60601

SEE ATTACHED SERVICE LIST

PLEASE TAKE NOTICE that I have filed today with the Illinois Pollution Control Board ILLINOIS EPA'S OBJECTION TO MWRDGC'S TO ALLOW THE ORAL STATEMENT OF DR. THOMAS GRANATO a copy of which is herewith served upon you.

ILLINOIS ENVIRONMENTAL
PROTECTION AGENCY

By 
Stefanie N. Diers
Assistant Counsel

Dated: September 29, 2010
1021 North Grand Avenue East
P.O. Box 19276
Springfield, Illinois 62794-9276
(217) 782-5544

THIS FILING IS SUBMITTED ON RECYCLED PAPER

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OF THE STATE OF ILLINOIS

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AND THE LOWER DES PLAINES RIVER:)
Adm. Code Parts 301, 302, 303 and 304.)

R08-9
(Rulemaking-Water)
Subdocket B

ORIGINAL

ILLINOIS EPA'S OBJECTION TO THE METROPOLITAN RECLAMATION
DISTRICT OF GREATER CHICAGO'S MOTION TO ALLOW THE ORAL
STATEMENT OF THOMAS GRANATO

The Illinois Environmental Protection Agency ("Illinois EPA") hereby submits its objection to the Metropolitan Reclamation District of Greater Chicago's ("MWRDGC") Motion to Allow the Oral Statement of Dr. Thomas Granato. In support of its objection, Illinois EPA states as follows:

1. On September 20, 2010, MWRDGC filed its Motion with the Illinois Pollution Control Board.
2. MWRDGC is asking that Dr. Granato be allowed to read his pre-filed testimony filed on September 20, 2010 into the record at the hearings scheduled in October 2010.
3. The Illinois EPA objects to the reading of Dr. Granato's pre-filed testimony into the record.
4. First, no other witnesses in these proceedings have been allowed to read pre-filed testimony into the record except MWRDGC's witnesses Dr. Granato and Dick Lanyon. In fact, Dr. Granato was been allowed to read a summary concerning his recreational testimony in the record at the October 28, 2008 and during the aquatic life phase of these proceedings. (See October 28, 2008 hearing transcript, P. 102-103 and

WHEREFORE, the Illinois EPA respectfully requests that MWRDGC's request for Dr. Granato to be allowed to read his pre-filed testimony into the record be DENIED.

Respectfully submitted,

ILLINOIS ENVIRONMENTAL
PROTECTION AGENCY

By: 

Stefanie N. Diers
Assistant Counsel
Division of Legal Counsel

DATED: September 29, 2010

Illinois Environmental Protection Agency
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(217) 782-5544

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STATE OF ILLINOIS)
)
COUNTY OF SANGAMON)
)

SS

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PROOF OF SERVICE

I, the undersigned, on oath state that I have served the attached ILLINOIS EPA'S
OBJECTION TO THE MWRDGC'S MOTION TO ALLOW THE ORAL STATEMENT OF
DR. GRANATO upon the person to whom it is directed by placing it an envelope addressed to:

John Therriault, Clerk
Marie Tipsord, Hearing Officer
Illinois Pollution Control Board
James R. Thompson Center
100 West Randolph Street, Suite 11-500
Chicago, Illinois 60601

ORIGINAL

SEE ATTACHED SERVICE LIST

and mailing it First Class Mail from Springfield, Illinois on September __, 2010, with sufficient
postage affixed.

Meredith Kelley

SUBSCRIBED AND SWORN TO BEFORE ME

This 29th day of September 2010

Brenda Boehner
Notary Public



THIS FILING IS SUBMITTED ON RECYCLED PAPER