

RECEIVED
CLERK'S OFFICE

FEB 23 2011

STATE OF ILLINOIS
Pollution Control Board

ILLINOIS POLLUTION CONTROL BOARD
February 23, 2011

ORIGINAL

PEOPLE OF THE STATE OF)
ILLINOIS,)

Complainant,)

ENVIRONMENTAL LAW AND)
POLICY CENTER, on behalf of PRAIRIE)
RIVERS NETWORK and SIERRA CLUB,)
ILLINOIS CHAPTER,)

Intervenor,)

v.)

PCB 2010-061
(Enforcement – Water)

FREEMAN UNITED COAL MINING)
CO., LLC, and SPRINGFIELD)
COAL CO., LLC,)

Respondents.)

ENVIRONMENTAL LAW AND)
POLICY CENTER, on behalf of PRAIRIE)
RIVERS NETWORK and SIERRA CLUB,)
ILLINOIS CHAPTER,)

Complainant,)

v.)

PCB 2011-002
(Enforcement – Water)
(Consolidated)

FREEMAN UNITED COAL MINING)
CO., LLC, and SPRINGFIELD)
COAL CO., LLC,)

Respondents.)

HEARING OFFICER ORDER

On February 23, 2011, the parties participated in a telephone status conference with the hearing officer. The People and Springfield Coal Co. continue to work on a proposed SEP that would provide for respondents to transfer timberland to a non-profit organization for preservation. A site visit will be arranged this spring, and the parties will then know whether this option is viable. Additionally, the Illinois Environmental Protection Agency will hold a hearing

in April for the draft NPDES permit to addresses compliance issues. The Environmental Law and Policy Center will participate in the site visit before deciding how to proceed.

The parties are directed to participate in a telephone status conference with the hearing officer at 2:00 p.m. on May 23, 2011. The People will send an email with a conference call-in number.

IT IS SO ORDERED.



Carol Webb
Hearing Officer
Illinois Pollution Control Board
1021 North Grand Avenue East
P.O. Box 19274
Springfield, Illinois 62794-9274
217/524-8509
webbc@ipcb.state.il.us

CERTIFICATE OF SERVICE

It is hereby certified that true copies of the foregoing order were mailed, first class, on February 23, 2011, to each of the persons on the attached service list.

It is hereby certified that a true copy of the foregoing order was hand delivered to the following on February 23, 2011:

John T. Therriault
Illinois Pollution Control Board
James R. Thompson Center
100 W. Randolph St., Ste. 11-500
Chicago, Illinois 60601



Carol Webb
Hearing Officer
Illinois Pollution Control Board
1021 North Grand Avenue East
P.O. Box 19274
Springfield, Illinois 62794-9274
217/524-8509
webbc@ipcb.state.il.us

PCB 2010-061
James A. Vroman
Jenner & Block LLP
353 N. Clark Street
Chicago, IL 60654

PCB 2010-061
Thomas Davis
Office of the Attorney General
Environmental Bureau
500 South Second Street
Springfield, IL 62706

PCB 2010-061
Dale A. Guariglia
Bryan Cave, LLP
One Metropolitan Square
211 North Broadway, Suite 3600
St. Louis, MO 63102-2750

PCB 2010-061
E. Lynn Grayson
Jenner & Block LLP
353 N. Clark Street
Chicago, IL 60654

PCB 2010-061
Dennis J. Gelner II
Bryan Cave, LLP
One Metropolitan Square
211 North Broadway, Suite 3600
St. Louis, MO 63102-2750

PCB 2010-061
Pamela A. Howlett
Bryan Cave, LLP
One Metropolitan Square
211 North Broadway, Suite 3600
St. Louis, MO 63102-2750