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STATE OF ILLINOIS  
Pollution Control Board

ILLINOIS POLLUTION CONTROL BOARD  
April 7, 2011

IN THE MATTER OF: )  
)  
TIERED APPROACH TO CORRECTIVE ) R11-9  
ACTION OBJECTIVES (TACO) (INDOOR ) (Rulemaking - Land)  
INHALATION): AMENDMENTS TO 35 ILL.)  
ADM. CODE 742 )

**HEARING OFFICER ORDER**

Several filing deadlines for the second hearing were established on the record at the conclusion of the first hearing. The deadlines are reflected in the hearing transcript (Tr.1 at 122), available on the Board's website at [www.ipcb.state.il.us](http://www.ipcb.state.il.us), and will be further documented here.

As provided in the December 8, 2010 notice of hearing, the first hearing took place in Springfield on March 29, 2011, and the second hearing is scheduled for May 24, 2011, in Chicago, continuing the next day if business remains at the end of the 24th. To enhance the productivity of the second hearing, the hearing officer is requiring prefiled testimony, prefiled questions, and prefiled answers. Any person who wishes to testify at the second hearing must prefile his or her testimony and any related exhibits with the Clerk of the Board no later than May 3, 2011. The hearing officer directs participants to prefile questions by May 12, 2011, for witnesses who prefiled testimony. In addition, the hearing officer directs those witnesses to whom prefiled questions are addressed to prefile answers to those prefiled questions by May 19, 2011.

The "mailbox rule" (35 Ill. Adm. Code 101.300(b)(2)) does not apply to any of these filings. Therefore, the Clerk must *receive* the prefiled materials by 4:30 p.m. on the respective deadline dates. Prefiled materials may be filed through the Clerk's Office On-Line (COOL) on the Board's website. Any questions about electronic filing through COOL should be directed to the Clerk's Office at (312) 814-3629. All timely prefiled materials will be entered into the record as if read at hearing, unless the hearing officer directs otherwise. *See* 35 Ill. Adm. Code 102.424(f). Those who prefile testimony and related exhibits, questions, or answers are requested to bring three copies of their prefiled material to the second hearing. Participants who do not prefile testimony will be allowed to testify at the second hearing only if time permits after all prefiled materials are addressed. Prefiled materials filed with the Clerk must also be served on those persons on the R11-9 Service List, which is available on COOL.

IT IS SO ORDERED.



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