

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

IN THE MATTER OF:)
)
Petition of Emerald Polymer)
) AS 19-002
Additives, LLC for an Adjusted)
) (Adjusted Standard)
Standard from 35 Ill. Adm. Code)
)
304.122(b))

NOTICE OF ELECTRONIC FILING

TO: Persons Identified on the Attached Certificate of Service

PLEASE TAKE NOTICE that in accordance with the Hearing Officer's order dated November 25, 2019, I have today electronically filed with the Office of the Clerk of the Illinois Pollution Control Board this **Notice of Electronic Filing** and the attached **Written Testimony of Galen Hathcock, Written Expert Testimony of T. Houston Flippin** and related exhibits listed below, copies of which are attached herewith and served upon you.

- Exhibit 1 – Written Testimony of Galen Hathcock;
- Exhibit 2 – Annual summaries of the daily monitoring results that Emerald used to file monthly DMR reports with the Illinois EPA for 2013 through June 2019, Bates EP002706-003111;
- Exhibit 3 – Summary of Ammonia Samples, Bates EP003096-003099;
- Exhibit 4 – Emerald's letter reports to IEPA pursuant to AS 02-5 and AS 13-2, Bates EP002785-002804 and EP003514-003551;
- Exhibit 5 – Violation Notice W-2015-50227, Emerald's compliance commitment agreement and compliance statement, Bates EP002932-002945;
- Exhibit 6 – Violation Notice W-2019-50007, Emerald's compliance commitment agreement and compliance statement, Bates EP002947-002951, EP003503-003513, EP003479-003486;
- Exhibit 7 – Block flow diagram of Henry Plant's current wastewater treatment system;
- Exhibit 8 – Emerald's cover letters to IEPA and laboratory reports of the WET test results, Bates EP002839-002912, EP003238-003248, EP003487-003501;

- Exhibit 9 – Written Expert Testimony of T. Houston Flippin;
- Exhibit 10 – Resume of T. Houston Flippin;
- Exhibit 11 – April 17, 2018 Cover letter to IEPA and April 13, 2018 Brown and Caldwell Technical Memorandum, Bates EP003514-003551; and
- Exhibit 12 – T. Houston Flippin's October 11, 2019 Expert Report

Respectfully submitted,

Emerald Polymer Additives LLC

Date: December 30, 2019

By: /s/ Thomas W. Dimond
One of Its Attorneys

Thomas W. Dimond
Kelsey Weyhing
ICE MILLER LLP
200 West Madison, Suite 3500
Chicago, Illinois 60606
(312) 726-1567
Thomas.Dimond@icemiller.com
Kelsey.Weyhing@icemiller.com

CERTIFICATE OF SERVICE

I, the undersigned, certify that on December 30, 2019, I have served the attached Notice of Electronic Filing, along with the Written Testimony of Galen Hathcock, Written Expert Testimony of T. Houston Flippin and related exhibits, upon the following persons by electronic mail:

Rex L. Gradeless, #6303411
Division of Legal Counsel
Illinois Environmental Protection Agency
1021 North Grand Avenue East
P.O. Box 19276
Springfield, IL 62794-9276
Rex.Gradeless@Illinois.gov

Don Brown, Clerk, Illinois Pollution Control Board
James R. Thompson Center
100 W. Randolph, Suite 11-500
Chicago, IL 60601
Don.Brown@Illinois.gov

Carol Webb, Hearing Office, Illinois Pollution Control Board
1021 North Grand Avenue East
Springfield, Illinois 62794-9274
Carol.Webb@Illinois.gov

/s/ Thomas W. Dimond