

**BEFORE THE ILLINOIS POLLUTION CONTROL BOARD**

|                              |   |                      |
|------------------------------|---|----------------------|
| IN THE MATTER OF:            | ) |                      |
|                              | ) | R 2020-019           |
| STANDARDS FOR THE DISPOSAL   | ) |                      |
| OF COAL COMBUSTION RESIDUALS | ) | (Rulemaking - Water) |
| IN SURFACE IMPOUNDMENTS:     | ) |                      |
| PROPOSED NEW 35 ILL. ADM.    | ) |                      |
| CODE 845                     | ) |                      |

**NOTICE OF FILING**

PLEASE TAKE NOTICE that I have today filed with the Office of the Clerk of the Illinois Pollution Control Board a **NOTICE OF FILING** and **APPEARANCE** on behalf of the Illinois Environmental Protection Agency, a copy of which is herewith served upon you.

Respectfully submitted,

Dated: April 23, 2020

ILLINOIS ENVIRONMENTAL  
PROTECTION AGENCY,

Christine M. Zeivel, #6298033  
Division of Legal Counsel  
Illinois Environmental Protection Agency  
1021 North Grand Avenue East  
P.O. Box 19276  
Springfield, IL 62794-9276  
(217) 782-5544  
Christine.Zeivel@Illinois.gov

Petitioner,

BY: /s/ Christine M. Zeivel  
Christine M. Zeivel

**THIS FILING IS SUBMITTED ELECTRONICALLY**

**SERVICE LIST**

|   |   |
|---|---|
| <p>ILLINOIS POLLUTION CONTROL BOARD<br/>                 Don Brown, Clerk<br/>                 Vanessa Horton, Hearing Officer<br/>                 James R. Thompson Center<br/>                 100 W. Randolph, Suite 11-500<br/>                 Chicago, IL 60601</p>  | <p>ILLINOIS ENVIRONMENTAL PROTECTION AGENCY<br/>                 Rex Gradeless<br/>                 Stefanie Diers<br/>                 1021 North Grand Avenue East<br/>                 Springfield, IL 62794-9276</p>  |
| <p>ILLINOIS ATTORNEY GENERAL<br/>                 Matt Dunn, Division Chief Environmental<br/>                 Stephen Sylvester, Sr. Asst. Attorney General<br/>                 Kathryn A. Pamenter, Asst. Attorney General<br/>                 69 W. Washington, Suite 1800<br/>                 Chicago, IL 60602<br/><br/>                 Andrew Armstrong, Bureau Chief<br/>                 500 South Second Street<br/>                 Springfield, Illinois 62706</p> | <p>ILLINOIS DEPARTMENT OF NATURAL RESOURCES<br/>                 Renee Snow, General Counsel<br/>                 Virginia I. Yang, Deputy Counsel<br/>                 Nick San Diego, Staff Attorney<br/>                 Robert G. Mool<br/>                 Paul Mauer – Senior Dam Safety Eng.<br/>                 One Natural Resources Way<br/>                 Springfield IL 62702-1271</p> |
| <p>PRAIRIE RIVERS NETWORK<br/>                 Kim Knowles<br/>                 Andrew Rehn<br/>                 1902 Fox Dr., Ste. 6<br/>                 Champaign, IL 61820</p>  | <p>PRAIRIE POWER, INC<br/>                 Alisha Anker, Vice President<br/>                 Regulatory &amp; Market Affairs<br/>                 3130 Pleasant Runn<br/>                 Springfield, IL 62711</p>   |
| <p>CITY OF SPRINGFIELD<br/>                 Deborah Williams, Regulatory Affairs Director<br/>                 Office of Utilities<br/>                 800 E. Monroe, 4th Floor<br/>                 Municipal Building East</p>   | <p>CHICAGO LEGAL CLINIC, INC.<br/>                 Keith Harley<br/>                 Daryl Grable<br/>                 211 W. Wacker, Suite 750<br/>                 Chicago, IL 60606</p>  |
| <p>AMEREN<br/>                 Michael Smallwood<br/>                 1901 Choteau Ave.<br/>                 St. Louis, MO 63103</p>  | <p>MCDERMOTT, WILL &amp; EMERY<br/>                 Mark A. Bilut<br/>                 227 W. Monroe Street<br/>                 Chicago, IL 60606-5096</p>   |
| <p>ENVIRONMENTAL INTEGRITY PROJECT<br/>                 Abel Russ, Attorney<br/>                 1000 Vermont, Ave NW, Ste. 1100<br/>                 Washington, DC 20005</p>  | <p>NRG ENERGY, INC.<br/>                 Walter Stone, Vice President<br/>                 8301 Professional Place, Suite 230<br/>                 Landover, MD 20785</p>   |
| <p>ILLINOIS ENVIRONMENTAL REGULATORY GROUP<br/>                 Alec M. Davis, Executive Director<br/>                 Kelly Thompson<br/>                 215 E. Adams St.<br/>                 Springfield, IL 62701</p>  | <p>NIJMAN FRANZETTI, LLP<br/>                 Susan M. Franzetti<br/>                 Kristen Laughridge Gale<br/>                 Vincent R. Angermeier<br/>                 10 S. Lasalle St., Ste. 3600<br/>                 Chicago, IL 60603</p>   |
| <p>SIERRA CLUB<br/>                 Cynthia Skrukud<br/>                 Jack Darin<br/>                 Christine Nannicelli</p>   | <p>SCHIFF HARDIN, LLP<br/>                 Stephen J. Bonebrake<br/>                 Joshua R. More<br/>                 Ryan C. Granholm</p>   |

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|---|---|
| 70 E. Lake Street, Ste. 1500<br>Chicago, IL 60601-7447  | 233 S. Wacker Drive, Suite 7100<br>Chicago, IL 60606-6473   |
| HEPLERBROOM, LLC<br>N. LaDonna Driver<br>Jennifer M. Martin<br>Melissa S. Brown<br>4340 Acer Grove Drive<br>Springfield, IL 62711 | ENVIRONMENTAL LAW & POLICY CENTER<br>Jeffrey Hammons, Staff Attorney<br>1440 G. Street NW<br>Washington DC, 20005                   |
| EARTHJUSTICE<br>Jennifer Cassel<br>Thomas Cmar<br>311 South Wacker Drive, Suite 311<br>Chicago, IL 60606                          | BROWN, HAY, & STEPHENS, LLP<br>Claire A. Manning<br>Anthony D. Schuering<br>205 S. Fifth Street, Suite 700<br>Springfield, IL 62705 |
| U.S. EPA, REGION 5<br>Chris Newman<br>77 West Jackson Blvd.<br>Chicago, IL 60604-3590   | SIERRA CLUB<br>Faith Bugel, Attorney<br>1004 Mohawk<br>Wilmette, IL 60091   |

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| CODE 845                     | ) |                      |

**APPEARANCE**

The undersigned hereby enters her appearance as an attorney on behalf of the Illinois Environmental Protection Agency.

Respectfully submitted,

Dated: April 23, 2020

ILLINOIS ENVIRONMENTAL  
PROTECTION AGENCY,

Christine M. Zeivel, #6298033  
Division of Legal Counsel  
Illinois Environmental Protection Agency  
1021 North Grand Avenue East  
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Springfield, IL 62794-9276  
(217) 782-5544  
Christine.Zeivel@Illinois.gov

Petitioner,

BY: /s/ Christine M. Zeivel  
Christine M. Zeivel

**THIS FILING IS SUBMITTED ELECTRONICALLY**

**CERTIFICATE OF SERVICE**

I, the undersigned, on affirmation state the following:

That I have served the attached **NOTICE OF FILING** and **APPEARANCE** by e-mail upon Don Brown at the e-mail address of [don.brown@illinois.gov](mailto:don.brown@illinois.gov), upon Renee Snow at the e-mail address of [Renee.Snow@Illinois.Gov](mailto:Renee.Snow@Illinois.Gov), upon Matt Dunn at the e-mail address of [mdunn@atg.state.il.us](mailto:mdunn@atg.state.il.us), upon Stephen Sylvester at the e-mail address of [ssylvester@atg.state.il.us](mailto:ssylvester@atg.state.il.us), upon Andrew Armstrong at the e-mail address of [aarmstrong@atg.state.il.us](mailto:aarmstrong@atg.state.il.us), upon Kathryn A. Pamenter at the e-mail address of [KPamenter@atg.state.il.us](mailto:KPamenter@atg.state.il.us), upon Virginia I. Yang at the e-mail address of [virginia.yang@illinois.gov](mailto:virginia.yang@illinois.gov), upon Nick San Diego at the e-mail address of [nick.sandiego@illinois.gov](mailto:nick.sandiego@illinois.gov), upon Robert G. Mool at the e-mail address of [bob.mool@illinois.gov](mailto:bob.mool@illinois.gov), upon Vanessa Horton at the e-mail address of [Vanessa.Horton@Illinois.gov](mailto:Vanessa.Horton@Illinois.gov), upon Paul Mauer at the e-mail address of [Paul.Mauer@illinois.gov](mailto:Paul.Mauer@illinois.gov), upon Deborah Williams at the e-mail address of [Deborah.Williams@cwlp.com](mailto:Deborah.Williams@cwlp.com), upon Kim Knowles at the e-mail address of [Kknowles@prairierivers.org](mailto:Kknowles@prairierivers.org), upon Andrew Rehn at the e-mail address of [Arehn@prairierivers.org](mailto:Arehn@prairierivers.org), upon Faith Bugel at the e-mail address of [fbugel@gmail.com](mailto:fbugel@gmail.com), upon Jeffrey Hammons at the e-mail address of [Jhammons@elpc.org](mailto:Jhammons@elpc.org), upon Keith Harley at the e-mail address of [kharley@kentlaw.edu](mailto:kharley@kentlaw.edu), upon Daryl Grable at the e-mail address of [dgrable@clclaw.org](mailto:dgrable@clclaw.org), upon Michael Smallwood at the e-mail address of [Msmallwood@ameren.com](mailto:Msmallwood@ameren.com), upon Mark A. Bilut at the e-mail address of [Mbilut@mwe.com](mailto:Mbilut@mwe.com), upon Abel Russ at the e-mail address of [aruss@environmentalintegrity.org](mailto:aruss@environmentalintegrity.org), upon Susan M. Franzetti at the e-mail address of [Sf@nijmanfranzetti.com](mailto:Sf@nijmanfranzetti.com), upon Kristen Laughridge Gale at the e-mail address of [kg@nijmanfranzetti.com](mailto:kg@nijmanfranzetti.com), upon Vincent R. Angermeier at the e-mail address of [va@nijmanfranzetti.com](mailto:va@nijmanfranzetti.com), upon Alec M. Davis at the e-mail address of [adavis@ierg.org](mailto:adavis@ierg.org), upon Jennifer M. Martin at the e-mail address of [Jennifer.Martin@heplerbroom.com](mailto:Jennifer.Martin@heplerbroom.com), upon Kelly Thompson at the e-mail address of [kthompson@ierg.org](mailto:kthompson@ierg.org), upon Walter Stone at the e-mail address of [Walter.stone@nrgenergy.com](mailto:Walter.stone@nrgenergy.com), upon Cynthia Skrukrud at the e-mail address of [Cynthia.Skrukrud@sierraclub.org](mailto:Cynthia.Skrukrud@sierraclub.org), upon Jack Darin at the e-mail address of [Jack.Darin@sierraclub.org](mailto:Jack.Darin@sierraclub.org), upon Christine Nannicelli at the e-mail address of [christine.nannicelli@sierraclub.org](mailto:christine.nannicelli@sierraclub.org), upon Stephen J. Bonebrake at the e-mail address of [sbonebrake@schiffhardin.com](mailto:sbonebrake@schiffhardin.com), upon Joshua R. More at the e-mail address of [jmore@schiffhardin.com](mailto:jmore@schiffhardin.com), upon Ryan C. Granholm at the e-mail address of [rgranholm@schiffhardin.com](mailto:rgranholm@schiffhardin.com), upon N. LaDonna Driver at the e-mail address of [LaDonna.Driver@heplerbroom.com](mailto:LaDonna.Driver@heplerbroom.com), upon Alisha Anker at the e-mail address of [aanker@ppi.coop](mailto:aanker@ppi.coop), upon Chris Newman at the e-mail address of [newman.christopherm@epa.gov](mailto:newman.christopherm@epa.gov), upon Claire A. Manning at the e-mail address of [cmanning@bhslaw.com](mailto:cmanning@bhslaw.com), upon Anthony D. Schuering at the e-mail address of [aschuering@bhslaw.com](mailto:aschuering@bhslaw.com), upon Jennifer Cassel at the e-mail address of [jcassel@earthjustice.org](mailto:jcassel@earthjustice.org), upon Melissa Brown at the e-mail address of [Melissa.Brown@heplerbroom.com](mailto:Melissa.Brown@heplerbroom.com), upon Thomas Cmar at the e-mail address of [tcmar@earthjustice.org](mailto:tcmar@earthjustice.org), upon Stefanie Diers at the e-mail address of [Stefanie.Diers@Illinois.gov](mailto:Stefanie.Diers@Illinois.gov), and upon Rex Gradeless at the e-mail address of [Rex.Gradeless@illinois.gov](mailto:Rex.Gradeless@illinois.gov).

That my e-mail address is [Christine.Zeivel@Illinois.gov](mailto:Christine.Zeivel@Illinois.gov).

That the number of pages in the e-mail transmission is six (6).

That the e-mail transmission took place before 4:30 p.m. on the date of April 23, 2020.

/s/ Christine M. Zeivel

Christine M. Zeivel

April 23, 2020