

ILLINOIS POLLUTION CONTROL BOARD
January 19, 1989

MARATHON PETROLEUM COMPANY,)
)
 Petitioner,)
)
 v.) PCB 88-179
)
 ILLINOIS ENVIRONMENTAL)
 PROTECTION AGENCY,)
)
 Respondent.)

ORDER OF THE BOARD (by J. Anderson):

By Board Order of January 5, 1989, the Board directed Marathon Petroleum Company (Marathon) and the Illinois Environmental Protection Agency (Agency) to advise it of the status of documents labelled Confidential in Exhibit L filed in the Agency Record in this RCRA permit appeal.

On January 18, 1989, the Agency filed a Statement of Respondent concerning the Status of Documents Included in Exhibit L of Administrative Record of Final Permit. On January 17, 1989, Marathon filed a Response By Marathon Petroleum Company to the Board's Order Entered January 5, 1989.

Marathon's response states that it has no objection to placing in the public inspection files the documents in Exhibit L which were previously rendered confidential. In the Agency's statement it questions the exclusion, on a confidentiality basis, of pages 4747 through 4791 of Exhibit L but does not request that pages 4792 through 4930 of Exhibit L be excluded from the Board's public inspection files. Since both Marathon and the Agency essentially agree that the documents in Exhibit L are not confidential, the Board will not afford them trade secret protection. Therefore, the Board directs the Clerk to place Exhibit L into the public inspection files.

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above Order was adopted on the 19th day of JANUARY, 1989, by a vote of 7-0.

Dorothy M. Gunn 1/24
Dorothy M. Gunn, Clerk
Illinois Pollution Control Board