



January 20, 2014

Mr. John Therriault
Clerk
Illinois Pollution Control Board
100 S. Randolph St.
Suite 11-500
Chicago, Illinois 60601

Re: Case R2014-20 –Consideration of the IEPA decision to seek emergency rules under Section 27(c) of the Illinois Environmental Protection Act

Dear Mr. Therriault:

American Milling, LP and Cahokia Acres, LLC are affiliated companies that operate bulk transfer barge loading facilities on the Illinois River in Pekin, Illinois and on the Mississippi River in Cahokia, Illinois.

The Cahokia facility received its most recent IEPA permit relating to the operation of coal storage March 15, 2013; Permit Number: 2012-MT-6140-1. Our permit requires all the most current standards. We have now invested over \$27 million into the construction of a facility that will never operate if these emergency rules are implemented. The requirements to totally enclose the storage facility and require a maximum height of 30 feet would be fatal to the design and the project. We are in a remote area with plenty of buffer space. We intend to operate within the terms of our permits. We have made a substantial investment in reliance upon the permits we received.

We are currently negotiating for an important contract to load millions of tons of coal annually into barges at Cahokia. Some of our competition to load that barge coal is in Missouri on the Mississippi River and in Indiana and Kentucky on the Ohio River. If these rules are implemented, they will get the business, the jobs, and the on-going capital investment.

I think we played by the rules. We hired engineers and environmental consultants to design a facility that would be in compliance. We submitted applications to the IEPA, the IDNR, and the U. S. Army Corps of Engineers for all the relevant aspects of the facility. We met with the appropriate regulators and we received the required permits. Land was purchased and construction commenced. If the emergency rules are implemented construction stops and the people we have hired will not be needed.

I was born in Illinois. I grew up in Illinois. I went to college in Illinois. I have worked nearly all my career in Illinois. I worked with Illinois to permit the Cahokia facility to become a reality. Most of the investment made at Cahokia came from me. Please don't do this.

I request the Board reject the proposed emergency rules immediately so all parties can utilize the normal rulemaking process so our company can make its case for survival in the normal rulemaking process.

Thank you,

A handwritten signature in blue ink that reads "Dave Jump". The signature is written in a cursive, flowing style.

Dave Jump
CEO, American Milling, LP and Cahokia Acres, LLC