

ILLINOIS POLLUTION CONTROL BOARD
April 1, 2004

PEOPLE OF THE STATE OF ILLINOIS,)	
)	
Complainant,)	
)	
v.)	PCB 04-161
)	(Enforcement - Air)
CONOCOPHILLIPS COMPANY, a Delaware)	
corporation,)	
)	
Respondent.)	

ORDER OF THE BOARD (by J.P. Novak):

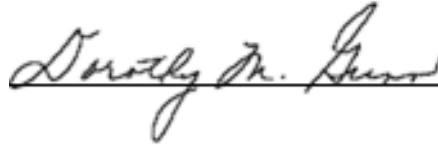
On March 17, 2004, the Office of the Attorney General, on behalf of the People of the State of Illinois (People), filed a complaint against ConocoPhillips Company. *See* 415 ILCS 5/31(c)(1) (2002); 35 Ill. Adm. Code 103.204. The People allege that ConocoPhillips Company violated Section 9(a) and (b) of the Environmental Protection Act (Act) (415 ILCS 5/9(a) and (b) (2002)), 35 Ill. Adm. Code 201.141, and standard condition 7 of operating permit 72110616. The People further allege that ConocoPhillips Company violated these provisions by emission of hydrocarbon vapor so as to cause or tend to cause air pollution. The complaint concerns ConocoPhillips Company's petroleum refining facility at the Wood River Refinery, at 900 South Central Avenue, Roxana, Madison County.

On March 17, 2004, the People and ConocoPhillips Company also filed a stipulation and proposed settlement, accompanied by a request for relief from the hearing requirement of Section 31(c)(1) of the Act (415 ILCS 5/31(c)(1) (2002)). This filing is authorized by Section 31(c)(2) of the Act (415 ILCS 5/31(c)(2) (2002)). *See* 35 Ill. Adm. Code 103.300(a). Under the proposed stipulation, the ConocoPhillips Company neither admits nor denies the alleged violations but agrees to pay a civil penalty of \$35,386.

Unless the Board determines that a hearing is needed, the Board must cause notice of the stipulation, proposed settlement, and request for relief from the hearing requirement. Any person may file a written demand for hearing within 21 days after receiving the notice. If anyone timely files a written demand for hearing, the Board will deny the parties' request for relief and hold a hearing. 415 ILCS 5/31(c)(2) (2000); 35 Ill. Adm. Code 103.300(b), (c). The Board directs the Clerk of the Board to provide the required notice.

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, certify that the Board adopted the above order on April 1, 2004, by a vote of 4-0.

A handwritten signature in cursive script, reading "Dorothy M. Gunn", written over a horizontal line.

Dorothy M. Gunn, Clerk
Illinois Pollution Control Board