

**BEFORE THE ILLINOIS POLLUTION CONTROL BOARD**

IN THE MATTER OF: )  
 ) AS 24-5  
PETITION OF RAIN CII CARBON LLC ) (Adjusted Standard – Air)  
FOR ADJUSTED STANDARD FROM )  
35 Ill. Adm. Code §§ 201.149, 212.123, )  
and 212.322, 215.301 )

**NOTICE OF FILING**

**To: Don Brown, Clerk**  
**Carol Webb, Hearing Officer**  
Illinois Pollution Control Board  
100 West Randolph St.  
Suite 11-500  
Chicago, Illinois 60601

**Dana Vetterhoffer, Deputy General Counsel**  
**Gina Roccaforte, Assistant Counsel**  
Illinois Environmental Protection Agency  
1021 North Grand Avenue East  
P.O. Box 19267  
Springfield, Illinois 62795-9276

**PLEASE TAKE NOTICE** that on this day, the 11<sup>th</sup> day of April, 2024, I caused to be filed with the Clerk of the Illinois Pollution Control Board the **RAIN CII CARBON LLC'S STATUS REPORT**, a copy of which is herewith served upon you.

*/s/ Alexander Garel-Frantzen*

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Alexander J. Garel-Frantzen  
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**RAIN CII CARBON LLC’S STATUS REPORT**

Pursuant to the Order of the Board dated January 4, 2024, in the above-captioned matter, and 35 Ill. Adm. Code 101.514, Rain CII Carbon LLC (“Rain Carbon”), by and through its attorneys, ArentFox Schiff LLP, submits the following status report.

1. On April 10, 2024, the Illinois Environmental Protection Agency (“IEPA”) filed its Status Report and Motion to Extend Stay of Proceeding (“Status Report and Motion”).
2. Rain Carbon concurs with IEPA’s recitation of the status of this matter under the heading “Status Report” in the Status Report and Motion. In addition, Rain Carbon does not object to IEPA’s request for the Board to stay the proceedings for an additional 150 days up to and including September 23, 2024 (or a later date if deemed more appropriate by the Hearing Officer).
3. In filing this status report, Rain Carbon is not responding at this time to IEPA’s statements as to the legal effect of the stay under Section 28.1(f) of the Act. (*See* Status Report and Motion at p. 5).

Respectfully submitted,

Rain CII Carbon LLC, Petitioner

By: /s/ David M. Loring  
David M. Loring

Dated: April 11, 2024

David M. Loring  
Alexander J. Garel-Frantzen  
ArentFox Schiff LLP, Attorneys for Petitioner  
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**CERTIFICATE OF SERVICE**

I, the undersigned, certify that on this 11th day of April, 2024, I have electronically served a true and correct copy of **Rain CII Carbon LLC's Status Report**, by electronically filing with the Clerk of the Illinois Pollution Control Board and by e-mail upon the persons identified on the Notice of Filing.

My e-mail address is [Alex.Garel-Frantzen@afslaw.com](mailto:Alex.Garel-Frantzen@afslaw.com).

The number of pages in the e-mail transmission is 4.

The e-mail transmission took place before 5:00 p.m.

          /s/ Alexander J. Garel-Frantzen

Alexander J. Garel-Frantzen

Dated: April 11, 2024

David M. Loring  
Alexander J. Garel-Frantzen  
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