

From: "Matt Varble" <
To: THERRIAJ@ipcb.state.il.us; CROWLEK@ipcb.state.il.us; FoxT@ipcb.state.il.us;
TIPSORM@ipcb.state.il.us
Date: 8/19/2008 1:53:13 PM
Subject: RE: Complaint about 8/18/08 IPCB Hearing in Peoria case AS 08-10

As an FYI I am also forwarding this email to the media. I have also contacted State Representative Bill Mitchell to also express my concerns to him about how this 8/18/08 IPCB hearing was conducted. What happened yesterday was extremely inappropriate and I expect something to be done about this.

Thank You,

Matt Varble, MBA,
SPHR 9

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AUG 19 2008

STATE OF ILLINOIS
Pollution Control Board

PC#6

>From: "Matt Varble" <>
>To: tipsorm@ipcb.state.il.us, foxt@ipcb.state.il.us,
>crowlek@ipcb.state.il.us, therriaj@ipcb.state.il.us
>CC:
>Subject: Complaint about 8/18/08 IPCB Hearing in Peoria case AS 08-10
>Date: Tue, 19 Aug 2008 09:49:21 -0500
>
>To Whom it may concern:
>
>I was in attendance at the 8/18/08 IPCB hearing in Peoria regarding case AS
>08-10. I have several procedural complaints about how the hearing was
>conducted that need to be addressed:
>
>1. The hearing officer Ms. Webb limited participation to no more than 10
>minutes per person at the hearing and did not permit me to complete my
>presentation yesterday. When I asked before I began speaking if I would be
>permitted to make an oral motion, I was informed by Ms. Webb that I could
>do so, and then in the middle of my presentation I was told that my motion
>was going to be taken as a "request" instead. This was after the hearing
>officer allowed the legal council representing Peoria Disposal to interrupt
>and present arguments in response to my comments while I was speaking.
>
>2. The hearing officer allowed the legal council Ms. Clair Manning
>(representing Peoria Disposal Company) to interrupt me when I was
>presenting and allowed Ms. Manning to object and take control of the
>situation and cut me off from speaking while I was making an oral motion at
>the hearing and also discussing the needs and reasons for why a second
>hearing needed to be scheduled in DeWitt County for this case. Additionally
>Ms. Manning's interruption and objection took away the limited time that I
>was allotted to speak. Additionally no time limit for people wishing to
>speak was announced at the beginning of the hearing and only happened after
>Ms. Manning began objecting and attempting to obstruct me from making
>public comments. Following my presentation there were several speakers that
>exceeded 10 (uninterrupted) minutes of speaking that were allowed to
>continue talking. Of the 27 people who made public comments I was the only

>person who was interrupted. Additionally Ms. Webb stated time limits to
>only those speaking in opposition to the proposed de-listing, but made NO
>time limit reminder to Corporation Representatives from the Steel industry
>that were speaking in favor of the delisting petition before the IPCB. This
>had the appearance of bias on its face and must be addressed.
>
>3. The legal council for the IEPA that was present at the meeting began
>knitting while the proceedings were occurring. Obviously this is a concern
>I have as a citizen due to the apparent lack of seriousness that the State
>IEPA has toward public comments at an IPCB hearing.
>
>Based on these above stated reasons I again assert that another hearing
>should be scheduled and that a stricter adherence to rules and procedures
>be followed during the public commenting process. I would appreciate these
>concerns being looked into and addressed immediately.
>
>Thank You,
>
>Matt Varble, MBA, SPHR
>
>

>

CC: newsroom@pantagraph.com; sjr@sj-r.com; CAPITOLFAX@aol.com;
gwoods@clintondailyjournal.com; dholt@cimedia.com