

Section 120.325 Public Access to
Information Related to
Article

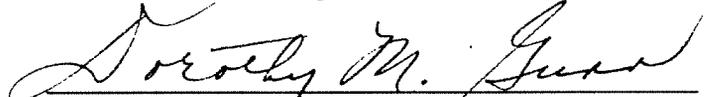
- a) A copy of the claim letter submitted pursuant to Section 120.201(a)(1) shall be open to public inspection
- b) Where an article was determined to represent a trade secret prior to the effective date of this Part and no claim letter exists, the agency shall prepare a statement which shall be open to public inspection which names and briefly describes the article.
- c) Where a page, part or portion of an article is claimed or determined to represent a trade secret, a copy of the article shall be open to public inspection, with the part or portion deleted which is claimed or determined to represent a trade secret or which would lead to disclosure of the trade secret.

The Board requests comment by the parties, not later than April 19, 1991, on whether the Board needs additional information (such as the claim letters and/or expurgated versions of the documents) in order to maintain the material in Book A, D, and E, confidential during the appeal period, consistent with the above public access requirements. The Board will maintain all of Book A, D, and E confidential until further Board Order. The Board also requests comment on whether the document described in the March 22, 1991 Agency filing as confidential, "pages 14-17 in the April 17, 1989 letter from CWM to IEPA regarding closure cost estimates" is located anywhere in the record other than Book D. If so, what portions of the record must the Board maintain as confidential to protect this document.

IT IS SO ORDERED.

J. Theodore Meyer abstained.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the above Order was adopted on the 28th day of March, 1991, by a vote of 6-0.


Dorothy M. Gunn, Clerk
Illinois Pollution Control Board