

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

IN THE MATTER OF:)	
)	
PETITION OF EXXONMOBIL)	AS 2024-001
OIL CORPORATION FOR)	(Adjusted Standard – Air)
ADJUSTED STANDARD FROM)	
35 ILL. ADM. CODE 216.361,)	
35 ILL. ADM. CODE 216.103, AND)	
35 ILL. ADM. CODE 216.104)	

NOTICE OF FILING

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

Bradley P. Halloran, Hearing Officer
Illinois Pollution Control Board
60 E. Van Buren Street
Suite 630
Chicago, Illinois 60605
brad.halloran@illinois.gov

Gina Roccaforte
Assistant Counsel
Division of Legal Counsel
Illinois Environmental Protection Agency
1021 North Grand Avenue East
P.O. Box 19267
Springfield, IL 62795-9276
Gina.Roccaforte@illinois.gov

Dana Vetterhoffer
Deputy General Counsel
Division of Legal Counsel
Illinois Environmental Protection Agency
1021 North Grand Avenue East
P.O. Box 19267
Springfield, IL 62795-9276
Dana.Vetterhoffer@illinois.gov

Please take notice that I have today filed electronically with the Office of the Clerk of the Illinois Pollution Control Board, the attached Notice of Filing, Certificate of Service, and Status Report and Response to the Illinois Environmental Protection Agency’s Motion to Extend Stay of Proceeding on behalf of ExxonMobil Oil Corporation, copies of which are herewith served upon you.

Dated: December 19, 2023

Respectfully submitted,

/s/ Eric E. Boyd

Eric E. Boyd, #6194309
Edward A. Cohen, #6194012
Timothy B. Briscoe, #6331827
55 East Monroe Street
Chicago, Illinois 60603
Telephone: (312) 346-7500
eboyd@thompsoncoburn.com
ecohen@thompsoncoburn.com
tbriscoe@thompsoncoburn.com
Firm I.D. No. 48614

OF COUNSEL:
THOMPSON COBURN LLP

*Attorneys for Petitioner
ExxonMobil Oil Corporation*

CERTIFICATE OF SERVICE

I, the undersigned attorney, certify that I have today filed the documents described above electronically with the Illinois Pollution Control Board and served the Illinois Environmental Protection Agency with the same documents electronically.

Dated: December 19, 2023

Respectfully submitted,

/s/ Eric E. Boyd

Eric E. Boyd, #6194309
Edward A. Cohen, #6194012
Timothy B. Briscoe, #6331827
55 East Monroe Street
Chicago, Illinois 60603
Telephone: (312) 346-7500
eboyd@thompsoncoburn.com
ecohen@thompsoncoburn.com
tbriscoe@thompsoncoburn.com
Firm I.D. No. 48614

OF COUNSEL:
THOMPSON COBURN LLP

*Attorneys for Petitioner ExxonMobil Oil
Corporation*

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

IN THE MATTER OF:)
)
PETITION OF EXXONMOBIL) **AS 2024-001**
OIL CORPORATION FOR) **(Adjusted Standard – Air)**
ADJUSTED STANDARD FROM)
35 ILL. ADM. CODE 216.361,)
35 ILL. ADM. CODE 216.103, AND)
35 ILL. ADM. CODE 216.104)

**EXXONMOBIL OIL CORPORATION’S STATUS REPORT AND RESPONSE TO
ILLINOIS ENVIRONMENTAL PROTECTION AGENCY’S MOTION TO EXTEND
STAY OF PROCEEDING**

Petitioner ExxonMobil Oil Corporation (“Petitioner” or “ExxonMobil”), pursuant to 35 Ill. Adm. Code 101.500(d) and 101.514(b), for its Status Report and Response to the Illinois Environmental Protection Agency’s (“IEPA’s” or “Agency’s”) Motion to Extend Stay of Proceeding, states the following:

1. ExxonMobil filed its Petition for an Adjusted Standard on August 14, 2023. Pursuant to the Petition, ExxonMobil seeks an adjusted standard from 35 Ill. Adm. Code 216.361, 35 Ill. Adm. Code 216.103, and 35 Ill. Adm. Code 216.104 for Petitioner’s facility located at 25915 S. Frontage Road, Channahon, Illinois (the “Joliet Refinery”).

2. On September 11, 2023, the IEPA filed a Motion for Stay of Proceeding or, in the alternative, Motion for Extension of Time to File Recommendation. On September 25, 2023, ExxonMobil filed a response to the IEPA’s Motion that requested that the Board deny the IEPA’s Request for Stay and grant the IEPA an extension until October 12, 2023 to file its recommendation.

3. On October 5, 2023, the Board granted the IEPA’s Motion for Stay of Proceeding for 90 days, until December 27, 2023.

4. On December 13, 2023, the IEPA filed its Status Report and Motion to Extend Stay of Proceeding.

5. The IEPA's December 13 status report provides the IEPA's status pursuant to 35 Ill. Adm. Code 101.514(b). 35 IAC Section 101.514(b) says, "If the motion to stay is granted, at the close of the stay, *the parties* must file a status report in compliance with Subpart C. Additional requests for stay of the proceedings must be directed to the hearing officer." (Emphasis added.) The IEPA's status report does not represent that it is being filed on behalf of the parties. In addition, the IEPA's status report does not represent that the IEPA had conferred with ExxonMobil about the status report before it was filed.

6. ExxonMobil finds the IEPA's status report to be acceptable. To the extent necessary to satisfy the requirements of 35 Ill. Adm. Code 101.514(b), ExxonMobil hereby adopts and incorporates the IEPA's status report herein.

7. ExxonMobil takes no position regarding the IEPA's December 13 Motion to Extend Stay of Proceeding for 120 days up to and including April 25, 2024.

WHEREFORE, for the reasons stated above, Petitioner ExxonMobil Oil Corporation requests that the Illinois Pollution Control Board accept the IEPA's Status Report.

Dated: December 19, 2023

Respectfully submitted,

/s/ Eric E. Boyd

Eric E. Boyd, #6194309

Edward A. Cohen, #6194012

Timothy B. Briscoe, #6331827

55 East Monroe Street

Chicago, Illinois 60603

Telephone: (312) 346-7500

eboyd@thompsoncoburn.com

ecohen@thompsoncoburn.com

tbriscoe@thompsoncoburn.com

Firm I.D. No. 48614

OF COUNSEL:
THOMPSON COBURN LLP

*Attorneys for Petitioner
ExxonMobil Oil Corporation*