

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

PEOPLE OF THE STATE OF ILLINOIS,	)	
By KWAME RAOUL, Attorney	)	
General of the State of Illinois,	)	
Complainant,	)	
	)	
	)	
v.	)	PCB No. 27
	)	(Enforcement - Air)
EQUISTAR CHEMICALS, LP, a	)	
Delaware limited partnership, Illinois	)	
	)	
Respondent.	)	

NOTICE OF FILING

TO: Persons on Attached Service List (VIA ELECTRONIC FILING)

PLEASE TAKE NOTICE that I have today caused to be filed with the Clerk of the Illinois Pollution Control Board by electronic filing the following Complainant's Complaint, Motion for Relief from Hearing Requirement, and Stipulation and Proposal for Settlement, true and correct copies of which are attached hereto and hereby served upon you.

Respectfully submitted,

PEOPLE OF THE STATE OF ILLINOIS,
KWAME RAOUL, Attorney General of
the State of Illinois

BY: /s/ Rebecca Kanz
Rebecca Kanz
Assistant Attorney General II
Environmental Bureau
Illinois Attorney General's Office
115 S. LaSalle Street, 23rd Floor
Chicago, Illinois 60603
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Primary e-mail: Rebecca.Kanz@ilag.gov
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Date: August 12, 2026

Service List

Equistar Chemicals, LP.
c/o LaDonna Driver
Hepler Broom LLC
4340 Acer Grove Drive
Springfield, IL 62711
ladonna.driver@heplerbroom.com

CERTIFICATE OF SERVICE

I, Rebecca Kanz, an Assistant Attorney General, certify that on the 12th day of August 2026, I caused to be served the foregoing Notice of Filing of Complaint, Motion for Relief from Hearing Requirement, and Stipulation and Proposal for Settlement on the parties named on the attached Service List, by electronic mail.

/s/ Rebecca Kanz
Rebecca Kanz
Assistant Attorney General
Environmental Bureau
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BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

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<i>ex rel.</i> KWAME RAOUL, Attorney	)	
General of the State of Illinois,	)	
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v.	)	PCB No. 27-
	)	(Enforcement - Air)
EQUISTAR CHEMICALS, LP, a	)	
Delaware limited partnership,	)	
	)	
Respondent.	)	

COMPLAINT

Complainant, PEOPLE OF THE STATE OF ILLINOIS, *ex rel.* KWAME RAOUL, Attorney General of the State of Illinois (“Complainant”), complains of Respondent, EQUISTAR CHEMICALS, LP, a Delaware limited partnership, as follows:

COUNT I
VIOLATIONS OF VOLATILE ORGANIC MATERIAL EMISSION LIMITS FROM
OCTOBER 2018 THROUGH MARCH 2019

1. This Complaint is brought on behalf of the PEOPLE OF THE STATE OF ILLINOIS by KWAME RAOUL, Attorney General of the State of Illinois, on his own motion and at the request of the Illinois Environmental Protection Agency (“Illinois EPA”), against EQUISTAR CHEMICALS, LP, a Delaware limited partnership (“Respondent”), pursuant to Section 31 of the Illinois Environmental Protection Act, 415 ILCS 5/31 (2024).

2. The Illinois EPA is an administrative agency of the State of Illinois, created pursuant to Section 4 of the Act, 415 ILCS 5/4 (2024), and charged, *inter alia*, with the duty of enforcing the Act.

3. At all times relevant to this Complaint, Respondent been and remains a Delaware limited partnership registered to do business in Illinois.

4. Respondent's headquarters is located in Houston, Texas.

5. At all times relevant to this Complaint, Respondent has been and remains the operator of a plastics and organic chemical manufacturing facility located at 8805 North Tabler Road, Morris, Grundy County, Illinois ("Facility").

6. At the Facility, Respondent uses gaseous ethylene to produce polyethylene. The complete manufacturing process from the introduction of the gaseous ethylene to extrusion, blending, and storage is called a line.

7. Respondent's operations at the Facility include the following lines: 4 low-density polyethylene (LDPE) lines, 2 linear low-density polyethylene (LLDPE) lines, and 4 polypropylene (PP) reaction lines. Respondent's operations at the Facility also include approximately 45 storage tanks, including a dimethyl sulfide storage tank ("DMS Storage Tank").

8. Respondent's operations at the Facility emit or are capable of emitting volatile organic material ("VOM") into the environment.

9. By letter dated October 31, 2018, Respondent informed the Illinois EPA that on October 2, 2018, the LLDPE Line 6 gas compressor motor relay tripped, initiating a safety instrumented system venting of the reactor that resulted in the release of 6,165 pounds of VOM to the atmosphere ("October 2, 2018 Release").

10. By letter dated January 15, 2019, Respondent informed the Illinois EPA that on December 3, 2018, the LDPE Line 2 reactor relief valve activated following a reactor preheater

high temperature shutdown due to propylene/ethylene flow ratios, resulting in the release of 3,150 pounds of VOM to the atmosphere (“December 3, 2018 Release”).

11. By letter dated January 15, 2019, Respondent informed the Illinois EPA that on December 13, 2018, the LDPE Line 4 reactor relief valve activated following a reactor preheater high temperature shutdown due to low modifier flow, resulting in the release of 4,297 pounds of VOM to the atmosphere (“December 13, 2018 Release”).

12. By letter dated January 15, 2019, Respondent informed the Illinois EPA that on December 20, 2018, the LDPE Line 1 primary compressor relief valve activated following a product blockage in the high-pressure product separator during line startup, resulting in the release of 150 pounds of VOM to the atmosphere (“December 20, 2018 Release”).

13. By letter dated January 15, 2019, Respondent informed the Illinois EPA that on December 29, 2018, the LDPE Line 2 reactor relief valve activated following preheater/reactor fouling, resulting in the release of 3,259 pounds of VOM to the atmosphere (“December 29, 2018 Release”).

14. By letter dated April 15, 2019, Respondent informed the Illinois EPA that on March 21, 2019, the LDPE Line 2 reactor relief valve activated following a reactor preheater high temperature shutdown due to a decomposition reaction in the Preheater Section, resulting in the release of 3,247 pounds of VOM to the atmosphere (“March 21, 2019 Release”).

15. The releases described in paragraphs 9 through 14 are summarized in the table below:

Date of Uncontrolled Release	VOM Emissions Limit	VOM Released
10/2/2018	8 lb/hr	6,165 lbs.
12/3/2018	8 lb/hr	3,150 lbs.
12/13/2018	8 lb/hr	4,297 lbs.
12/20/2018	8 lb/hr	150 lbs.
12/29/2018	8 lb/hr	3,259 lbs.

3/21/2019	8 lb/hr	3,247 lbs.
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16. Section 9(a) of the Act, 415 ILCS 5/9(a) (2024), provides as follows:

No person shall:

- (a) Cause or threaten or allow the discharge or emission of any contaminant into the environment in any State so as to cause or tend to cause air pollution in Illinois, either alone or in combination with contaminants from other sources, or so as to violate regulations or standards adopted by the Board under this Act.

17. Section 201.141 of the Illinois Pollution Control Board (“Board”) Air Pollution Regulations, 35 Ill. Adm. Code 201.141, provides as follows:

No person shall cause or threaten or allow the discharge of emission of any contaminant into the environment in any State so as, either alone or in combination with contaminants from other sources, to cause or tend to cause air pollution in Illinois, or so as to violate the provisions of this Chapter, or so as to prevent the attainment or maintenance of any applicable ambient air quality standard.

18. Section 3.315 of the Act, 415 ILCS 5/3.315 (2024), provides the following definition:

“Person” is any individual, partnership, co-partnership, firm, company, limited liability company, corporation, association, joint stock company, trust, estate, political subdivision, state agency, or any other legal entity, or their legal representative, agent or assigns.

19. Respondent, a limited partnership, is a “person” as that term is defined in Section 3.315 of the Act, 415 ILCS 5/3.315 (2024).

20. Section 3.165 of the Act, 415 ILCS 5/3.165 (2024), contains the following definition:

“Contaminant” is any solid, liquid, gaseous matter, any odor, or any form of energy, from whatever source.

21. VOM is a “contaminant,” as that term is defined in Section 3.165 of the Act, 415 ILCS 5/3.165 (2024).

22. Section 218.301 of the Board Air Pollution Regulations, 35 Ill. Adm. Code 218.301, provides as follows:

No person shall cause or allow the discharge of more than 3.6 kg/hr (8 lb/hr) of organic material into the atmosphere from any emission unit, except as provided in Sections 218.302, 218.303, 218.304 of this Part and the following exception: If no odor nuisance exists the limitation of this Subpart shall apply only to photochemically reactive material.

23. Section 211.4690 of the Board Air Pollution Regulations, 35 Ill. Adm. Code 211.4690, provides the following definition:

“Photochemically reactive material” means any organic material with an aggregate of more than 20 percent of its total volume composed of the chemical compounds classified below or the composition of which exceeds any of the following individual percentage composition limitations. Whenever any photochemically reactive material or any constituent of any organic material may be classified from its chemical structure into more than one of the above groups of organic materials, it shall be considered as a member of the most reactive group, that is, the group having the least allowable percent of the total organic materials.

A combination of hydrocarbons, alcohols, aldehydes, esters, ethers or ketones having an olefinic or cyclo-olefinic types of unsaturation: 5 percent. This definition does not apply to perchloroethylene or trichloroethylene.

A combination of aromatic compounds with eight or more carbon atoms to the molecule except ethylbenzene: 8 percent.

A combination of ethylbenzene, ketones having branched hydrocarbon structures or toluene: 20 percent.

24. The raw materials used in Respondent’s operations are “photochemically reactive,” as that term is defined in Section 211.4690 of the Board Air Pollution Regulations, 35 Ill. Adm. Code 211.4690.

25. Section 211.1950 of the Board Air Pollution Regulations, 35 Ill. Adm. Code 211.1950, provides the following definition:

“Emission unit” means any part or activity at a stationary source that emits or has the potential to emit any air pollutant.

26. The lines at the Facility are each an “emission unit” as that term is defined in Section 211.1950 of the Board Air Pollution Regulations, 35 Ill. Adm. Code 211.1950.

27. By causing or allowing VOM emissions to enter the atmosphere from emission units in an amount greater than 8 lbs/hr on October 2, December 3, December 13, December 20, and December 29, 2018, and March 21, 2019, Respondent violated Section 218.301 of the Board Air Pollution Regulations, 35 Ill. Adm. Code 218.301.

28. By violating Section 218.301 of the Board Air Pollution Regulations, 35 Ill. Adm. Code 218.301, Respondent also violated Section 9(a) of the Act, 415 ILCS 5/9(a) (2024), and Section 201.141 of the Board Air Pollution Regulations, 35 Ill. Adm. Code 201.141.

WHEREFORE, Complainant, PEOPLE OF THE STATE OF ILLINOIS, respectfully requests that the Board enter an order against Respondent, EQUISTAR CHEMICALS, LP, a Delaware limited partnership, with respect to Count I:

1. Authorizing a hearing in this matter at which time the Respondent will be required to answer the allegations herein;

2. Finding that Respondent has violated Section 9(a) of the Act, 415 ILCS 5/9(a) (2024), and Sections 201.141 and 218.301 of the Board Air Pollution Regulations, 35 Ill. Adm. Code 201.141 and 218.301;

3. Ordering Respondent to cease and desist from any future violations of Section 9(a) of the Act, 415 ILCS 5/9(a) (2024), and Sections 201.141 and 218.301 of the Board Air Pollution Regulations, 35 Ill. Adm. Code 201.141 and 218.301;

4. Assessing a civil penalty against Respondent in the amount of Fifty Thousand Dollars (\$50,000.00) for each and every violation of the Act and pertinent regulations, with an additional civil penalty of Ten Thousand Dollars (\$10,000.00) for each day of violation;

5. Taxing all costs in this action, including, but not limited to, attorney, expert witness and consultant fees against Respondent; and

6. Granting such other relief as the Board deems appropriate and just.

COUNT II
VIOLATIONS OF VOLATILE ORGANIC MATERIAL EMISSION LIMITS FROM
JULY THROUGH SEPTEMBER 2024

1-19. Complainant re-alleges and incorporates herein by reference paragraphs 1 through 8 and 16 through 26 of Count I as paragraphs 1 through 19 of this Count II.

20. By letter dated August 8, 2024, Respondent informed the Illinois EPA that on July 26, 2024, Respondent disconnected a tube from the DMS Storage Tank that was still under process pressure from the DMS Storage Tank, resulting in the release of 1,649 pounds of VOM to the atmosphere (“July 26, 2024 Release”).

21. By letter dated October 7, 2024, Respondent informed the Illinois EPA that beginning on August 31, 2024 and continuing until approximately September 13, 2024, a leak occurred from a rupture disk on the Line 5 product purge bin, resulting in the release of 7,433 pounds of VOM to the atmosphere (“August 31, 2024 Release”).

22. The releases described in paragraphs 20 through 21 are summarized in the table below:

Date of Uncontrolled Release	VOM Emissions Limit	VOM Released
7/26/2024	8 lb/hr	1,649 lbs.
8/31/2024-9/13/2024	8 lb/hr	7,433 lbs.

23. By causing or allowing VOM emissions to enter the atmosphere from emission units in an amount greater than 8 lbs/hr on July 26 and from August 31 through approximately September 13, 2024, Respondent violated Section 218.301 of the Board Air Pollution Regulations, 35 Ill. Adm. Code 218.301.

24. By violating Section 218.301 of the Board Air Pollution Regulations, 35 Ill. Adm. Code 218.301, Respondent also violated Section 9(a) of the Act, 415 ILCS 5/9(a) (2024), and Section 201.141 of the Board Air Pollution Regulations, 35 Ill. Adm. Code 201.141.

WHEREFORE, Complainant, PEOPLE OF THE STATE OF ILLINOIS, respectfully requests that the Board enter an order against Respondent, EQUISTAR CHEMICALS, LP, a Delaware limited partnership, with respect to Count II:

1. Authorizing a hearing in this matter at which time the Respondent will be required to answer the allegations herein;

2. Finding that Respondent has violated Section 9(a) of the Act, 415 ILCS 5/9(a) (2024), and Sections 201.141 and 218.301 of the Board Air Pollution Regulations, 35 Ill. Adm. Code 201.141 and 218.301;

3. Ordering Respondent to cease and desist from any future violations of Section 9(a) of the Act, 415 ILCS 5/9(a) (2024), and Sections 201.141 and 218.301 of the Board Air Pollution Regulations, 35 Ill. Adm. Code 218.301;

4. Assessing a civil penalty against Respondent in the amount of Fifty Thousand Dollars (\$50,000.00) for each and every violation of the Act and pertinent regulations, with an additional civil penalty of Ten Thousand Dollars (\$10,000.00) for each day of violation;

5. Taxing all costs in this action, including, but not limited to, attorney, expert witness and consultant fees against Respondent; and

6. Granting such other relief as the Board deems appropriate and just.

COUNT III
VIOLATION OF CLEAN AIR ACT PERMIT PROGRAM (CAAPP) PERMIT
CONDITIONS FROM JULY THROUGH SEPTEMBER 2024

1-19. Respondent re-alleges and incorporates herein by reference paragraphs 1 through 14 and 18 through 19 of Count I and paragraphs 20 through 22 of Count II as paragraphs 1 through 19 of this Count III.

20. Section 39.5(6)(a) of the Act, 415 ILCS 5/39.5(6)(a) (2024), provides, in pertinent part, as follows:

It shall be unlawful for any person to violate any terms or conditions of a permit issued under this Section, to operate any CAAPP source except in compliance with a permit issued by the Agency under this Section or to violate any other applicable requirements.

21. Section 39.5(1) of the Act, 415 ILCS 5/39.5(1) (2024), provides the following applicable definitions:

“CAAPP” means the Clean Air Act Permit Program developed pursuant to Title V of the Clean Air Act.

“CAAPP Permit” or “permit” (unless the context suggests otherwise) means any permit issued, renewed, amended, modified or revised pursuant to Title V of the Clean Air Act.

“CAAPP source” means any source for which the owner or operator is required to obtain a CAAPP permit pursuant to subsection 2 of this Section.

“Major Source” means a source for which emissions of one or more air pollutants meet the criteria for major status pursuant to paragraph 2(c) of this Section.

“Source” means any stationary source (or any group of stationary sources) that are located on one or more contiguous or adjacent properties that are

under common control of the same person (or persons under common control) and that belongs to a single major industrial grouping. . . .

“Owner or operator” means any person who owns, leases, operates, controls, or supervises a stationary source.

“Stationary source” means any building, structure, facility, or installation that emits or may emit any regulated air pollutant. . . .

“Regulated Air Pollutant” means the following:

Nitrogen oxides (NO_x) or any volatile organic compound.

22. At all times relevant to this Complaint, Respondent’s Facility emitted, and continues to emit, volatile organic compounds (“VOC” also known as VOM), a “regulated air pollutant” as defined by Section 39.5(1) of the Act, 415 ILCS 5/39.5(1) (2024).

23. At all times relevant to this Complaint, Respondent’s Facility has been, and continues to be, a building, structure, facility, or installation which emits VOM, a “regulated air pollutant,” and the Facility is therefore a “stationary source,” as that term is defined in Section 39.5(1) of the Act, 415 ILCS 5/39.5(1) (2024).

24. At all times relevant to this Complaint, Respondent has been, and continues to be, an operator of the Facility, and is therefore an “owner or operator,” as that term is defined in Section 39.5(1) of the Act, 415 ILCS 5/39.5(1) (2024).

25. At all times relevant to this Complaint, Respondent’s Facility has been, and continues to be, a stationary source belonging to a single major industrial grouping, thereby constituting a “source” as that term is defined in Section 39.5(1) of the Act, 415 ILCS 5/39.5(1) (2024).

26. At all times relevant to this Complaint, Respondent’s Facility has been, and continues to be, a source for which the owner or operator is required to obtain a “CAAPP

Permit” thereby constituting a “CAAPP source” as those terms are defined in Section 39.5(1) of the Act, 415 ILCS 5/39.5(1) (2024).

27. Section 39.5(2) of the Act, 415 ILCS 5/39.5(2) (2024), provides in pertinent part as follows:

a. Sources subject to this Section shall include:

i. Any major source as defined in paragraph (c) of this subsection.

* * *

c. For purposes of this Section the term “major source” means any source that is:

* * *

ii. A major stationary source of air pollutants, as defined in Section 302 of the Clean Air Act, that directly emits or has the potential to emit, 100 tpy or more of any air pollutant subject to regulation (including any major source of fugitive emissions of any such pollutant, as determined by rule by USEPA). . . .

* * *

28. On or before May 1, 2019, on a date better known to Respondent, Respondent submitted to the Illinois EPA its annual emission report (“AER”) for calendar year 2018 (“2018 AER”). In its 2018 AER, Respondent stated that it emitted at least 327 tons of VOM from its Facility.

29. By emitting greater than 100 tons per year of VOM, Respondent’s Facility is a major stationary source, as defined in Section 39.5(2) of the Act, 415 ILCS 5/39.5(2) (2024).

30. On September 7, 2000, the Illinois EPA issued Clean Air Act Permit Program (“CAAPP”) permit no. 96010018 to Respondent (“2000 Permit”).

31. On December 29, 2017, the Illinois EPA issued a renewed CAAPP permit no. 96010018 to Respondent ("2017 Permit").

32. Condition 4.2.2(d)(i)(A) of the 2017 Permit provides as follows:

Pursuant to 35 IAC 218.301, no person shall cause or allow the emission of more than 8 lb/hr of organic material into the atmosphere from any emission unit except as specified in 218.301, 218.302, 218.303 and 218.304. If no odor nuisance the limitations shall only apply to photochemically reactive material as defined in 35 IAC 211.4690. The raw materials used in these processes are photochemically reactive. The safety relief valves within the polymer units are not subject to 35 IAC 218.301 (8 lb/hr rule) because they are covered by more specific regulations, including 35 IAC 218.143 (vapor blowdown requirements) and 218.144 (safety relief valve requirements).

33. Condition 4.2.2(h)(i)(A) of the 2017 Permit provides as follows:

Pursuant to section 39.5(7)(a), the Permittee shall maintain and operate the chemical manufacturing process in a manner consistent with good air pollution control practice for minimizing emissions.

34. Condition 4.5.2(b)(i)(E) of the 2017 Permit provides as follows:

Pursuant to 35 IAC 218.301, no person shall cause or allow the emission of more than 8 lb/hr of organic material into the atmosphere from any emission unit except as specified in 218.301, 218.302, 218.303, and 218.304. If no odor nuisance exists the limitations shall only apply to photochemically reactive material as defined in 35 IAC 211.4690.

Note: The raw materials used in the listed tanks are photochemically reactive. The safety relief valves associated with storage tanks are not subject to 35 IAC 218.301 (8 lb/hr rule) because they are covered by more specific regulations, including 35 IAC 218.143 (vapor blowdown requirements) and 218.144 (safety relief valve requirements).

35. Condition 2.3(a) of the 2017 Permit provides as follows:

The source must comply with all terms and conditions of this permit. Any permit noncompliance constitutes a violation of the CAA and the Act, and is grounds for any of the following: enforcement action; permit termination, revocation and reissuance, or modification; or denial of a permit renewal application.

36. By causing or allowing VOM emissions to enter the atmosphere in an amount greater than 8 lbs/hr on July 26 and from August 31 through approximately September 13, 2024, Respondent violated Conditions 4.2.2(d)(i)(A), 4.2.2(h)(i)(A), 4.5.2(b)(i)(E), and 2.3(a) of the 2017 Permit, and thereby violated Section 39.5(6)(a) of the Act, 415 ILCS 5/39.5(6)(a) (2024).

WHEREFORE, Complainant, PEOPLE OF THE STATE OF ILLINOIS, respectfully requests that the Board enter an order against Respondent, EQUISTAR CHEMICALS, LP, a Delaware limited partnership, with respect to Count III:

1. Authorizing a hearing in this matter at which time the Respondent will be required to answer the allegations herein;

2. Finding that Respondent has violated Section 39.5(6)(a) of the Act, 415 ILCS 5/39.5(6)(a) (2024), and Conditions 4.2.2(d)(i)(A), 4.2.2(h)(i)(A), 4.5.2(b)(i)(E), and 2.3(a) of the 2017 Permit;

3. Ordering Respondent to cease and desist from any future violations of Section 39.5(6)(a) of the Act, 415 ILCS 5/39.5(6)(a) (2024), and Conditions 4.2.2(d)(i)(A), 4.2.2(h)(i)(A), 4.5.2(b)(i)(E), and 2.3(a) of the 2017 Permit;

4. Assessing against Respondent a civil penalty of Ten Thousand Dollars (\$10,000.00) for each day of violation of Section 39.5(6)(a) of the Act, 415 ILCS 5/39.5(6)(a) (2024), and Conditions 4.2.2(d)(i)(A), 4.2.2(h)(i)(A), 4.5.2(b)(i)(E), and 2.3(a) of the 2017 Permit, pursuant to Section 42(b)(5) of the Act, 415 ILCS 5/42(b)(5) (2024);

5. Taxing all costs in this action, including, but not limited to, attorney, expert witness and consultant fees against Respondent; and

6. Granting such other relief as the Board deems appropriate and just.

COUNT IV
AIR POLLUTION

1. This count is brought on behalf of the PEOPLE OF THE STATE OF ILLINOIS *ex rel.* KWAME RAOUL, Attorney General of the State of Illinois, on his own motion, against Respondent, pursuant to Section 42(d) and (e) of the Act, 415 ILCS 5/42(d) and (e) (2024).

2-24. Respondent re-alleges and incorporates by reference herein paragraphs 2 through 21 of Count I and paragraphs 20 through 22 of Count II, as paragraphs 2 through 24 of this Count IV.

25. On October 2, December 3, December 13, December 20, and December 29, 2018, March 21, 2019, and on July 26 and from approximately August 31 through September 13, 2024, Respondent caused or allowed emissions to enter the atmosphere from emission units in amounts greater than the 8lbs/hr provided for in Section 218.301 of the Board Air Pollution Regulations, 35 Ill. Adm. Code 218.301.

26. The emission of VOM into the atmosphere, when combined with NO_x, heat, and sunlight creates a chemical reaction that generates ground-level ozone, which is harmful to human health and the environment.

27. Section 3.115 of the Act, 415 ILCS 5/3.115 (2024), provides the following definition:

“Air pollution” is the presence in the atmosphere of one or more contaminants in sufficient quantities and of such characteristics and duration as to be injurious to human, plant, or animal life, to health, or to property, or to unreasonably interfere with the enjoyment of life or property.

28. On October 2, December 3, December 13, December 20, and December 29, 2018, March 21, 2019, and on July 26 and from approximately August 31 through September 13, 2024,

and such other dates better known to Respondent, the discharges of VOM to the atmosphere were in sufficient quantities and of such characteristics and duration as to be injurious to human, plant, or animal life, to health, or to property, or to unreasonably interfere with the enjoyment of life or property, thereby constituting “air pollution,” as that term is defined by Section 3.115 of the Act, 415 ILCS 5/3.115 (2024).

29. By causing, threatening, or allowing the discharge or emission of contaminants into the environment so as to cause or tend to cause air pollution, Respondent violated Section 9(a) of the Act, 415 ILCS 5/9(a) (2024), and Section 201.141 of the Board Air Pollution Regulations, 35 Ill. Adm. Code 201.141.

WHEREFORE, Complainant, PEOPLE OF THE STATE OF ILLINOIS, respectfully requests that the Board enter an order against Respondent, EQUISTAR CHEMICALS, LP, a Delaware limited partnership, with respect to Count IV:

1. Authorizing a hearing in this matter at which time the Respondent will be required to answer the allegations herein;

2. Finding that Respondent has violated Section 9(a) of the Act, 415 ILCS 5/9(a) (2024), and Section 201.141 of the Board Air Pollution Regulations, 35 Ill. Adm. Code 201.141;

3. Ordering Respondent to cease and desist from any future violations of Section 9(a) of the Act, 415 ILCS 5/9(a) (2024), and Section 201.141 of the Board Air Pollution Regulations, 35 Ill. Adm. Code 201.141;

4. Assessing a civil penalty against Respondent in the amount of Fifty Thousand Dollars (\$50,000.00) for each and every violation of the Act and pertinent regulations, with an additional civil penalty of Ten Thousand Dollars (\$10,000.00) for each day of violation;

5. Taxing all costs in this action, including, but not limited to, attorney, expert witness and consultant fees against Respondent; and

6. Granting such other relief as the Board deems appropriate and just.

PEOPLE OF THE STATE OF ILLINOIS,
ex rel. KWAME RAOUL,
Attorney General of the State of Illinois,

MATTHEW J. DUNN, Chief
Environmental Enforcement/
Asbestos Litigation Division

By: /s/ Stephen J. Sylvester
Stephen J. Sylvester, Chief
Environmental Bureau
Assistant Attorney General

Of Counsel:
Rebecca Kanz
Assistant Attorney General
Environmental Bureau
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PEOPLE OF THE STATE OF ILLINOIS,	)	
By KWAME RAOUL, Attorney	)	
General of the State of Illinois,	)	
Complainant,	)	
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v.	)	PCB No. 27-
	)	(Enforcement - Air)
EQUISTAR CHEMICALS, LP, a	)	
Delaware limited partnership, Illinois	)	
	)	
Respondent.	)	

MOTION FOR RELIEF FROM HEARING REQUIREMENT

NOW COMES Complainant, PEOPLE OF THE STATE OF ILLINOIS, by KWAME RAOUL, Attorney General of the State of Illinois, and pursuant to Section 31(c)(2) of the Illinois Environmental Protection Act (“Act”), 415 ILCS 5/31(c)(2) (2024), moves that the Illinois Pollution Control Board (“Board”) grant the parties in the above-captioned matter relief from the hearing requirement imposed by Section 31(c)(1) of the Act, 415 ILCS 5/31(c)(1) (2024). In support of this motion, Complainant states as follows:

1. The Complainant in this matter alleges violations of Sections 9(a) and 39.5(6)(a) of the Act, 415 ILCS 5/9(a) and 39.5(6)(a) (2024), Sections 218.301 and 201.141 of the Board Air Pollution Regulations, 35 Ill. Adm. Code 218.301 and 201.141, and Conditions 4.2.2(d)(i)(A), 4.2.2.(h)(i)(A), 4.5.2(b)(i)(E), and 2.3(a) of CAAPP Permit No. 96010018.
2. Complainant filed the Complaint with the Board on August 12, 2026.
3. The parties have reached agreement on all outstanding issues in this matter.
4. This agreement is presented to the Board in a Stipulation and Proposal for Settlement filed this same date.
5. All parties agree that a hearing on the Stipulation and Proposal for Settlement is not

necessary, and respectfully request relief from such a hearing as allowed by Section 31(c)(2) of the Act, 415 ILCS 5/31(c)(2) (2024).

WHEREFORE, Complainant, PEOPLE OF THE STATE OF ILLINOIS, hereby requests that the Board grant this motion for relief from the hearing requirement set forth in Section 31(c)(1) of the Act, 415 ILCS 5/31(c)(1) (2024).

Respectfully submitted,

PEOPLE OF THE STATE OF ILLINOIS,
by KWAME RAOUL, Attorney General of the
State of Illinois

BY: /s/ Rebecca Kanz
Rebecca Kanz
Assistant Attorney General
Environmental Bureau
Illinois Attorney General's Office
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Secondary: Maria.Cacaccio@ilag.gov

DATE: August 12, 2026

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

PEOPLE OF THE STATE OF ILLINOIS,	)	
by KWAME RAOUL, Attorney	)	
General of the State of Illinois,	)	
	)	
Complainant,	)	
	)	
v.	)	PCB No. 27-
	)	(Enforcement - Air)
EQUISTAR CHEMICALS, LP, a	)	
Delaware limited partnership,	)	
	)	
Respondent.	)	

STIPULATION AND PROPOSAL FOR SETTLEMENT

Complainant, PEOPLE OF THE STATE OF ILLINOIS, by KWAME RAOUL, Attorney General of the State of Illinois, the ILLINOIS ENVIRONMENTAL PROTECTION AGENCY (“Illinois EPA”), and EQUISTAR CHEMICALS, LP (“Respondent”), (collectively “Parties to the Consent Order”), have agreed to the making of this Stipulation and Proposal for Settlement (“Stipulation”) and submit it to the Illinois Pollution Control Board (“Board”) for approval. This stipulation of facts is made and agreed upon for purposes of settlement only and as a factual basis for the Board’s approval of this Stipulation and issuance of relief. None of the facts stipulated herein shall be introduced into evidence in any other proceeding regarding violations of the Illinois Environmental Protection Act (“Act”), 415 ILCS 5/1 *et seq.* (2024), and the Board’s regulations alleged in the Complaint except as otherwise provided herein. It is the intent of the Parties to the Stipulation that it be a final adjudication of this matter.

I. STATEMENT OF FACTS

A. Parties

1. On August 12, 2026, a Complaint was filed on behalf of the People of the State of Illinois by Kwame Raoul, Attorney General of the State of Illinois, on his own motion and upon

the request of the Illinois EPA, pursuant to Section 31 of the Act, 415 ILCS 5/31 (2024), against Respondent.

2. At all times relevant to this Complaint, Respondent has been and remains a Delaware limited partnership registered to do business in Illinois.

3. Respondent's headquarters is located in Houston, Texas.

4. At all times relevant to this Complaint, Respondent has been and remains the operator of a plastics and organic chemical manufacturing facility located at 8805 North Tabler Road, Morris, Grundy County, Illinois ("Facility").

5. At the Facility, Respondent uses gaseous ethylene to produce polyethylene. The complete manufacturing process from the introduction of the gaseous ethylene to extrusion, blending, and storage is called a line.

6. Respondent's operations at the Facility include the following lines: 4 low-density polyethylene (LDPE) lines, 1 linear low-density polyethylene (LLDPE) line, and 1 high-density polyethylene (HDPE) line. Respondent's operations at the Facility also include approximately 45 storage tanks, including a dimethyl sulfide storage tank ("DMS Storage Tank").

7. Respondent's operations at the Facility emit or are capable of emitting volatile organic material ("VOM") into the environment.

8. On December 29, 2017, the Illinois EPA issued a renewed CAAPP permit no. 96010018 to Respondent ("2017 Permit").

B. Allegations of Non-Compliance

Complainant contends that Respondent has violated the following provisions of the Act and Board regulations:

Count I: Causing or allowing VOM emissions to enter the atmosphere from emission units in an amount greater than 8 lbs/hr from October 2018

through March 2019 in violation of Sections 218.301 and 201.141 of the Board Air Pollution Regulations, 35 Ill. Adm. Code 218.301 and 201.141, and Section 9(a) of the Act, 415 ILCS 5/9(a) (2024).

Count II: Causing or allowing VOM emissions to enter the atmosphere from emission units in an amount greater than 8 lbs/hr from July through September 2024 in violation of Sections 218.301 and 201.141 of the Board Air Pollution Regulations, 35 Ill. Adm. Code 218.301 and 201.141, and Section 9(a) of the Act, 415 ILCS 5/9(a) (2024).

Count III: Causing or allowing VOM emissions to enter the atmosphere in an amount greater than 8 lbs/hr from July through September 2024 in violation of Section 39.5(6)(a) of the Act, 415 ILCS 5/39.5(6)(a) (2024), and Conditions 4.2.2(d)(i)(A), 4.2.2(h)(i)(A), 4.5.2(b)(i)(E), and 2.3(a) of the 2017 Permit.

Count IV: Causing or allowing air pollution in violation of Section 9(a) of the Act, 415 ILCS 5/9(a) (2024), and Section 201.141 of the Board Air Pollution Regulations, 35 Ill. Adm. Code 201.141.

C. Admission of Violations

Respondent neither admits nor denies the violations in the Complaint filed in this matter and referenced above.

D. Compliance Activities to Date

1. For the emissions events periodically occurring between October 2018 and March 2019, Respondent contends the following compliance related activities have been completed:

- a. By approximately March 2019, developed written troubleshooting and repair procedure workflow for motor protection relays on the Line 6 cycle gas compressor motor.
- b. By approximately July 2019, implemented recurring training of working on in-service motor protection relays for applicable technicians in response to the release of VOM that occurred on October 2, 2018, involving the Line 6 gas compressor motor relay.

- c. By approximately May 2019, revised work permitting form for the Facility to add questions and relevant information specific to any potential shutdown risks as part of the planned work.
- d. By approximately March 2019, reduced the range of pounds per 1,000 pounds ethylene for propylene modifier feed to LDPE reactors.
- e. By approximately June 2019, adjusted the ranges of propylene modifier feed flowmeters from 0-492 pounds to a range of 0-100 pounds.
- f. By approximately July 2019, installed kick valve performance alarms for LDPE to ensure proper kick valve setpoints and to identify low valve output, which can result in decomposition reaction over time.
- g. By approximately April 2019, updated kick valve performance training documents to include detailed information on how to evaluate kick valve performance.
- h. By approximately July 2019, updated propionaldehyde railcar unloading procedure to reduce oxygen contamination and made the updated procedure part of routine operator certification training.
- i. By approximately December 2016, installed online composition analysis for Lines 3 and 4 hyper compressor suction to maintain product recipe parameters to decrease the likelihood of decomposition reactions.
- j. By approximately March 2019, implemented reactor pressure drop alarms for each of the four LDPE reactors to indicate plugging or fouling in the reactors. The alarms monitor pressure drop in psig and are monitored in real time, and plant data historian is utilized for recordkeeping purposes.

- k. By approximately May 2023, implemented enhancements in process control logic and automation to mitigate venting events based on corrective actions identified in event reviews and investigations. Control logic improvements have also been implemented as part of Process Safety Management/Risk Management Plan (PSM/RMP) Process Hazard Analyses (PHAs). These improvements in process control predict and prevent venting events by utilizing real time temperature and pressure trends to proactively shutdown or vent small quantities in order to prevent a larger event. Additionally, improvements identified through investigations and PHAs are implemented through the PSM Management of Change (MOC) process.
 - l. By approximately July 2019, implemented automated LDPE relieve valve daily report to facilitate real time tracking of relief valve performance and near miss monitoring. The data is collected via the plan data historian. The system generates daily reports of pressures and unexpected pressures will be investigated.
2. For the emissions events occurring periodically from July through September 2024,

Respondent contends the following compliance related activities have been completed:

- a. By approximately December 2024, removed insulation to facilitate field walkdown of the DMS tubing and piping and subsequent P&ID update.
- b. By approximately December 2024, revised DMS Filter Clearing SOP to reflect the current routing of tubing and piping.
- c. By approximately October 2025, revised the Facility's line break procedure to better guide users in their line break assessment. The revisions specifically provide updated guidance on what is considered a hazardous line break and when to implement the hazardous line break procedure.

- d. By approximately October 2024, revised the Line 5 product purge bin rupture disc maintenance plan. Revisions include attaching the rupture disc manual to the job plan and addition of the correct torque values to the job plan.

II. APPLICABILITY

1. This Stipulation shall apply to and be binding upon the Parties to the Stipulation. Respondent shall not raise as a defense to any enforcement action taken pursuant to this Stipulation the failure of any of its officers, directors, agents, employees or successors or assigns to take such action as shall be required to comply with the provisions of this Stipulation. This Stipulation may be used against Respondent in any subsequent enforcement action or permit proceeding as proof of a past adjudication of violation of the Act and the Board Regulations for all violations alleged in the Complaint in this matter, for purposes of Sections 39 and 42 of the Act, 415 ILCS 5/39 and 42 (2024).

III. IMPACT ON THE PUBLIC RESULTING FROM ALLEGED NON-COMPLIANCE

Section 33(c) of the Act, 415 ILCS 5/33(c) (2024), provides as follows:

In making its orders and determinations, the Board shall take into consideration all the facts and circumstances bearing upon the reasonableness of the emissions, discharges, or deposits involved including, but not limited to:

1. the character and degree of injury to, or interference with the protection of the health, general welfare and physical property of the people;
2. the social and economic value of the pollution source;
3. the suitability or unsuitability of the pollution source to the area in which it is located, including the question of priority of location in the area involved;
4. the technical practicability and economic reasonableness of reducing or eliminating the emissions, discharges or deposits resulting from such pollution source; and
5. any subsequent compliance.

In response to these factors, the Parties to the Stipulation state the following:

1. From 2018 through 2024, on at least eight different occasions, various emission units at Respondent's Facility released uncontrolled amounts of VOM into the environment in volumes significantly higher than the 8 lb/hr VOM emissions limit. Therefore, Complainant contends that human health and the environment were threatened by Respondent's violations.
2. There is social and economic benefit to the Facility.
3. Operation of the Facility was and is suitable for the area in which it is located.
4. Complainant contends that complying with the 8 lb/hr limit provided for in Section 218.301 of the Board Air Pollution Regulations, 35 Ill. Adm. Code 218.301, and the 2017 Permit is both technologically practicable and economically reasonable.
5. Respondent has subsequently complied with the Act and the Board regulations.

IV. CONSIDERATION OF SECTION 42(h) FACTORS

Section 42(h) of the Act, 415 ILCS 5/42(h) (2024), provides as follows:

In determining the appropriate civil penalty to be imposed under . . . this Section, the Board is authorized to consider any matters of record in mitigation or aggravation of penalty, including but not limited to the following factors:

1. the duration and gravity of the violation;
2. the presence or absence of due diligence on the part of the respondent in attempting to comply with requirements of this Act and regulations thereunder or to secure relief therefrom as provided by this Act;
3. any economic benefits accrued by the respondent because of delay in compliance with requirements, in which case the economic benefits shall be determined by the lowest cost alternative for achieving compliance;
4. the amount of monetary penalty which will serve to deter further violations by the respondent and to otherwise aid in enhancing voluntary compliance with this Act by the respondent and other persons similarly subject to the Act;

5. the number, proximity in time, and gravity of previously adjudicated violations of this Act by the respondent;
6. whether the respondent voluntarily self-disclosed, in accordance with subsection i of this Section, the non-compliance to the Agency;
7. whether the respondent has agreed to undertake a "supplemental environmental project," which means an environmentally beneficial project that a respondent agrees to undertake in settlement of an enforcement action brought under this Act, but which the respondent is not otherwise legally required to perform; and
8. whether the respondent has successfully completed a Compliance Commitment Agreement under subsection (a) of Section 31 of this Act to remedy the violations that are the subject of the complaint.

In response to these factors, the Parties to the Stipulation state as follows:

1. Respondent caused or allowed VOM emissions to enter the atmosphere from emission units in an amount greater than 8 lbs/hr and caused or allowed air pollution. The violations occurred between October 2, 2018 and September 13, 2024, during which Respondent emitted VOM into the atmosphere in amounts greater than 8 lbs/hr on eight different occasions, for a total of nineteen days.

2. Complainant contends that Respondent did not show due diligence in attempting to comply with the requirements of this Act and regulations thereunder.

3. The civil penalty takes into account any economic benefit realized by Respondent as a result of avoided or delayed compliance.

4. Complainant has determined, based upon the specific facts of this matter, that a penalty of \$390,000 will serve to deter further violations and aid in future voluntary compliance with the Act and Board regulations.

5. Respondent previously entered into a consent order with the People of the State of Illinois (the "People") in Grundy County Circuit Court in 2018, No. 2018CH87, and paid a civil

penalty of \$125,000. The People alleged Respondent violated Section 218.301 of the Board Air Pollution Regulations, 35 Ill. Adm. Code 218.301, Sections 9(a) and 39.5(6)(a) of the Act, 415 ILCS 5/9(a) and 39.5(6)(a) (2016), and Condition 7.2.3.c of Clean Air Act Permit Program (“CAAPP”) permit 96010018 (issued September 7, 2000) and Condition 4.2.2.d.i.A of CAAPP permit 96010018 (issued December 29, 2017). Respondent was also the subject of a global State and U.S. Department of Justice (“DOJ”) enforcement action in the US District Court for the Northern District of Illinois, No. 1:07-CV-4045, and paid a civil penalty of \$178,600 to the State of Illinois. The People intervened in DOJ’s thirty-eight count Complaint against Respondent, and alleged Respondent violated various sections of the Clean Air Act, CERCLA, RCRA, and the Clean Water Act at various Equistar facilities, including the Facility that is the subject matter of this Stipulation.

6. Self-disclosure is not at issue in this matter.

7. The settlement of this matter does not include a supplemental environmental project.

8. A Compliance Commitment Agreement was not at issue in this matter.

V. TERMS OF SETTLEMENT

A. Penalty Payment

The Respondent shall pay a civil penalty in the sum of \$390,000 within thirty (30) days from the date the Board adopts and accepts this Stipulation.

B. Interest and Default

1. If Respondent fails to make any payment required by this Stipulation on or before the date upon which the payment is due, Respondent shall be in default and the remaining unpaid balance of the penalty, plus any accrued interest, shall be due and owing immediately. In the event

of default, the Complainant shall be entitled to reasonable costs of collection, including reasonable attorney's fees.

2. Pursuant to Section 42(g) of the Act, interest shall accrue on any penalty amount owed by the Respondent not paid within the time prescribed herein. Interest on unpaid penalties shall begin to accrue from the date such are due and continue to accrue to the date full payment is received. Where partial payment is made on any penalty amount that is due, such partial payment shall be first applied to any interest on unpaid penalties then owing.

C. Payment Procedures

1. All payments required by this Stipulation shall be made by certified check or money order payable to the Illinois EPA for deposit into the Environmental Protection Trust Fund ("EPTF"). Payments shall be sent by first class mail and delivered to:

Illinois Environmental Protection Agency
Fiscal Services
2520 W. Iles Ave.
P.O. Box 19276
Springfield, IL 62794-9276

2. The case name and case number shall appear on the face of the certified check or money order.

3. A copy of the certified check or money order and any transmittal letter shall be sent to:

Rebecca Kanz
Assistant Attorney General
Environmental Bureau
Illinois Attorney General's Office
115 S. LaSalle St, 23rd Floor
Chicago, Illinois 60603

D. Future Compliance

LDPE Emission Events:

1. Within 30 days of the date the Board adopts and accepts this Stipulation, Respondent shall submit to Illinois EPA an amended renewal application for the 2017 Permit to reflect the applicability of the 8 lb/hr rule provided for in Section 218.301 of the Board Air Pollution Regulations, 35 Ill. Adm. Code 218.301, for applicable LDPE emission units at the Facility.

DMS Piping and Line Break Procedures:

2. Within 30 days of the date the Board adopts and accepts this Stipulation, Respondent shall submit to Illinois EPA for its review and comment a plan for equipment changes in the dimethyl sulfide ("DMS") storage and supply area ("DMS Storage Area") that simplifies the DMS piping and tubing routing ("DMS Storage Tank Plan").

3. Immediately upon receiving Illinois EPA's final comments regarding the DMS Storage Tank Plan, Respondent shall implement the DMS Storage Tank Plan in accordance with the Illinois EPA-approved schedule.

4. Within 14 days of implementation of the DMS Storage Tank Plan, Respondent shall do the following:

- a. update the Standard Operating Procedures ("SOP") and Process and Instrumentation Diagrams ("P&ID") in accordance with the DMS Storage Tank Plan and to reflect proper operation during line breaks for the DMS Storage Tank ("Revised DMS Storage Tank SOP and P&ID"); and
- b. submit the Revised DMS Storage Tank SOP and P&ID to Illinois EPA for review and comment.

5. Within 60 days of receiving Illinois EPA's final comments regarding the Revised DMS Storage Tank SOP and P&ID, Respondent shall develop and implement training for the Revised DMS Storage Tank SOP and P&ID for all applicable Facility personnel.

6. Within 45 days of the date the Board adopts and accepts this Stipulation, Respondent shall evaluate Facility line break procedures for the DMS Storage Area ("Line Break Procedures Evaluation") and if necessary, develop revised line break procedures ("Revised Procedures").

7. Within 30 days of the Line Break Procedures Evaluation, Respondent shall submit to Illinois EPA the findings of the Line Break Procedures Evaluation and the Revised Procedures for Illinois EPA's review and comment.

8. Within 45 days of receiving Illinois EPA's final comments regarding the Revised Procedures, Respondent shall implement the Revised Procedures.

9. Within 60 days of receiving Illinois EPA's final comments regarding the Revised Procedures, Respondent shall develop and implement training for the Revised Procedures for all applicable Facility personnel.

10. Within 30 days of the date the Board adopts and accepts this Stipulation, Respondent shall do the following:

- a. update the SOP for the Line 5 product purge bin rupture disc maintenance plan to ensure proper emissions analysis and prompt repair of any disc rupture ("Updated Rupture Disc SOP"); and
- b. submit the Updated Rupture Disc SOP to Illinois EPA for review and comment.

11. Within 60 days of receiving the Illinois EPA's final comments regarding the Updated Rupture Disc SOP, Respondent shall develop and implement training for the Updated Rupture Disc SOP for all applicable Facility personnel.

LDPE and DMS Emission Events:

12. If the Illinois EPA provides comment on any plan, report, or other submittal, Respondent shall, within 30 days after receiving written notice of Illinois EPA's comments, submit a proposal that addresses the Illinois EPA's comments. This process shall continue until Respondent has addressed the Illinois EPA's comments.

13. If the Illinois EPA provides comment on any plan or submittal, Respondent shall implement the version of the plan that addresses the Illinois EPA's comments pursuant to any schedule therein, if applicable.

14. If the Illinois EPA approves with conditions or disapproves of any plan, report, or other submittal, Respondent shall, within 30 days after receiving written notice of such approval with conditions or disapproval, submit a proposal that addresses the Illinois EPA's conditions or reasons for disapproval. This process shall continue until the Illinois EPA approves the document.

15. If the Illinois EPA approves any plan or submittal, Respondent shall implement the approved plan or other submittal pursuant to the schedule approved by Illinois EPA.

16. In addition to any other authorities, the Illinois EPA, its employees and representatives, and the Attorney General, his employees and representatives, shall have the right of entry into and upon Respondent's Facility which is the subject of this Stipulation, at all reasonable times for the purposes of conducting inspections and evaluating compliance status. In conducting such inspections, the Illinois EPA, its employees and representatives, and the Attorney

General, his employees and representatives, may take photographs, samples, and collect information, as they deem necessary.

17. This Stipulation in no way affects the responsibilities of Respondent to comply with any other federal, state or local laws or regulations, including but not limited to the Act and the Board Regulations.

18. Respondent shall cease and desist from future violations of the Act and Board Regulations that were the subject matter of the Complaint.

E. Release from Liability

In consideration of Respondent's payment of the \$390,000 penalty and any specified costs and accrued interest, its commitment to cease and desist as contained in Section V.D.18 above, completion of all activities required hereunder, and upon the Board's approval of this Stipulation, the Complainant releases, waives and discharges Respondent from any further liability or penalties for the violations of the Act and Board regulations that were the subject matter of the Complaint herein. The release set forth above does not extend to any matters other than those expressly specified in Complainant's Complaint filed on August 12, 2026. The Complainant reserves, and this Stipulation is without prejudice to, all rights of the State of Illinois against the Respondent with respect to all other matters, including but not limited to, the following:

- a. criminal liability;
- b. liability for future violation of state, federal, local, and common laws and/or regulations;
- c. liability for natural resources damage arising out of the alleged violations; and
- d. liability or claims based on Respondent's failure to satisfy the requirements of this Stipulation.

Nothing in this Stipulation is intended as a waiver, discharge, release, or covenant not to sue for any claim or cause of action, administrative or judicial, civil or criminal, past or future, in law or in equity, which the State of Illinois may have against any person, as defined by Section 3.315 of the Act, 415 ILCS 5/3.315, or entity other than Respondent.

F. Correspondence, Reports and Other Documents

Any and all correspondence, reports and any other documents required under this Stipulation, except for penalty payments, shall be submitted as follows:

As to the Complainant

Rebecca Kanz
Assistant Attorney General
Environmental Bureau
Illinois Attorney General's Office
115 S. LaSalle St., 23rd Floor
Chicago, Illinois 60603

Maureen Wozniak
Deputy General Counsel
Illinois Environmental Protection Agency
2520 W Iles Avenue
P.O. Box 19276
Springfield, Illinois 62794-9276
Maureen.Wozniak@illinois.gov

Yasmine Keppner-Bauman
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2520 W Iles Avenue
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Springfield, Illinois 62794-9276
Yasmine.Keppner-Bauman@illinois.gov

Daniel Delgado
Field Operations Section
Illinois Environmental Protection Agency
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Daniel.Delgado@illinois.gov

As to the Respondent

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Morris, IL 60450
daniel.feimster@lyondellbasell.com

Daniel Medler
HSE Manager
Equistar Chemicals, LP
8805 North Tabler Road
Morris, IL 60450
Daniel.Medler@lyondellbasell.com

G. Enforcement of Stipulation

1. Upon the entry of the Board's Order approving and accepting this Stipulation, that Order is a binding and enforceable order of the Board and may be enforced as such through any and all available means.

2. The Parties to the Stipulation may, by mutual written consent, agree to extend any compliance dates or modify the terms of this Stipulation. A request for any modification shall be made in writing and submitted to the contact persons identified in Section V.F. Any such request shall be made by separate document, and shall not be submitted within any other report or submittal

required by this Stipulation. Any such agreed modification shall be in writing, signed by authorized representatives of the Parties to the Stipulation.

H. Execution of Stipulation

The undersigned representatives for the Parties to the Stipulation certify that they are fully authorized by the party whom they represent to enter into the terms and conditions of this Stipulation and to legally bind them to it.

WHEREFORE, the Parties to the Stipulation request that the Board adopt and accept the foregoing Stipulation and Proposal for Settlement as written.

AGREED:

FOR THE COMPLAINANT:

PEOPLE OF THE STATE OF ILLINOIS
by KWAME RAOUL, Attorney General
of the State of Illinois

ILLINOIS ENVIRONMENTAL
PROTECTION AGENCY

MATTHEW J. DUNN, Chief
Environmental Enforcement/
Asbestos Litigation Division

JAMES JENNINGS, Director
Illinois Environmental Protection Agency

BY: 
STEPHEN J. SYLVESTER, Chief
Environmental Bureau
Assistant Attorney General

BY: 
ANDREW ARMSTRONG
Chief Legal Counsel

DATE: 8/7/26

DATE: 08/07/2026

FOR THE RESPONDENT:

EQUISTAR CHEMICALS, LP

BY: _____

Its: _____

DATE: _____

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ILLINOIS ENVIRONMENTAL
PROTECTION AGENCY

MATTHEW J. DUNN, Chief
Environmental Enforcement/
Asbestos Litigation Division

JAMES JENNINGS, Director
Illinois Environmental Protection Agency

BY: _____
STEPHEN J. SYLVESTER, Chief
Environmental Bureau
Assistant Attorney General

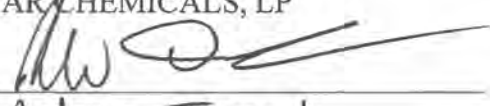
BY: _____
ANDREW ARMSTRONG
Chief Legal Counsel

DATE: _____

DATE: _____

FOR THE RESPONDENT:

EQUISTAR CHEMICALS, LP

BY: 
Andrew Torrant
Its: Lead Counsel- HSES

DATE: July 20, 2026