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FEB 10 2004

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD **STATE OF ILLINOIS**  
Pollution Control Board

IN THE MATTER OF: )  
)  
PETITION OF CROWNLINER BOATS, INC. ) AS-2004-001  
FOR AN ADJUSTED FROM ) (Adjusted Standard – Air)  
35 ILL. ADM. CODE 215.301 )

**CROWNLINER BOATS, INC.'S RESPONSE TO RECOMMENDATION OF THE ILLINOIS EPA**

Crownline Boats, Inc. ("Crownline"), hereby submits its Response to the Recommendation of the Illinois Environmental Protection Agency ("IEPA") filed in this case on or about January 20, 2004. This Response is filed pursuant to the regulations of the Pollution Control Board ("Board") at 35 Ill. Adm. Code § 104.416.

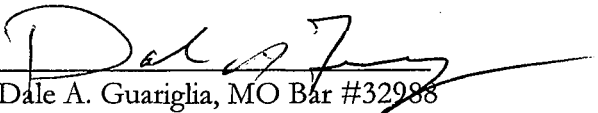
The Recommendation filed by the IEPA recommended that the Board grant Crownline's Petition for an Adjusted Standard subject to certain terms and conditions set forth in IEPA's Recommendation. Although Crownline welcomes IEPA's recommendation that the Adjusted Standard Petition be granted, Crownline objects to one of the terms and conditions contained within IEPA's Recommendation. In Paragraph 13c of IEPA's Recommendation, IEPA recommends that the Board grant Crownline's Petition with the condition that "Crownline shall be required to do any test which the Illinois EPA specifically recommends that they do." This recommended condition is vague and overly broad. The condition does not specify what type of tests IEPA may request Crownline to conduct, the scope of such tests, nor how often such tests can be requested. Crownline opposes this broad authority without limits. In an attempt to reach a resolution on this, Crownline and IEPA have begun discussions regarding this recommended condition and are working together in an effort to agree upon compromise language. It is Crownline's hope that prior

to the expected hearing on its Adjusted Standard Petition, Crownline and IEPA will reach an agreement as to the conditions which would be acceptable to both IEPA and Crownline.

**WHEREFORE**, Crownline requests that the Board grant Crownline's Petition for an Adjusted Standard but without the condition allowing IEPA to require Crownline to perform tests.

Respectfully Submitted,

BRYAN CAVE LLP

By: 

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Attorneys for Crownline Boats, Inc.

STATE OF ILLINOIS )  
 ) SS.  
COUNTY OF SANGAMON )

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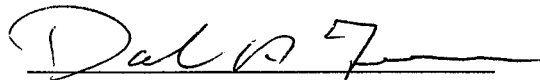
I, the undersigned, on oath state that I have served the attached Response of Crownline Boats, Inc. upon the person to whom it is directed, by placing it in an envelope addressed to:

TO: Dorothy Gunn, Clerk  
Illinois Pollution Control Board  
James R. Thompson Center  
100 W. Randolph Street, Suite 11-500  
Chicago, Illinois 60601

Carol Sudman, Hearing Officer  
Illinois Pollution Control Board  
1021 North Grand Avenue, East  
P.O. Box 19276  
Springfield, Illinois 62794-9276

Charles E. Matoesian  
Assistant Counsel  
Division of Legal Counsel  
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102 North Grand Avenue East  
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and mailing it by First Class Mail from St. Louis, Missouri on February 4, 2004, with sufficient postage affixed.

  
Dale A. Guariglia, Esq.

