

AUG - 9 2007

STATE OF ILLINOIS
Pollution Control Board

ORIGINAL
ILLINOIS POLLUTION CONTROL BOARD
August 9, 2007

IN THE MATTER OF:)
)
PETITION OF JOHNS MANVILLE FOR AN) AS 04-04
DJUSTED STANDARD FROM 35 Ill. Code) (Adjusted Standard - Land)
811.310, 811.311, 811.318 and 814)

HEARING OFFICER ORDER

On July 19, 2007, a hearing in the above-captioned matter was held at the Lake County Administrative Building, 18 North County Street, 10th floor, Waukegan, Illinois. Attorney Edward P. Kenny appeared and participated on behalf of the petitioner. Attorney Peter E. Orlinsky appeared and participated on behalf of the Illinois Environmental Protection Agency (Agency).

Preliminary Matters

At the hearing, it was agreed that petitioner would file a revised Figure 8 of Group Exhibit A. The revised Exhibit was filed July 24, 2007.

Exhibits

Petitioner offered exhibits as evidence at the hearing. An exhibit list itemizing the offered exhibits and summarizing their status is attached to this order.

Briefing Schedule

At the hearing, a post hearing briefing schedule was discussed and agreed to. The petitioner's post-hearing brief is due to be filed on or before August 31, 2007. The Agency's post-hearing brief is due to be filed on or before September 12, 2007. Public comment must be filed on or before August 17, 2007.

IT IS SO ORDERED.

Bradley P. Halloran

Bradley P. Halloran
Hearing Officer
Illinois Pollution Control Board
James R. Thompson Center
100 West Randolph, Suite 11-500
Chicago, Illinois 60601
312.814.8917

AS 04-04
July 19, 2007 Hearing

Exhibit List

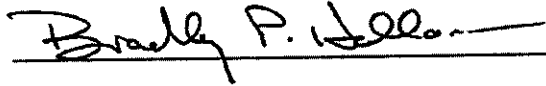
Exhibit	Description	Status
Petitioner's Group Exhibit A	Testimony of William Bow with attached subparts	Admitted
Petitioner's Exhibit B	Site wide aerial photograph, October 5, 2005	Admitted
Petitioner's Exhibit C	Consent Order, file stamped January 6, 2005	Admitted
Petitioner's Exhibit D	On-Site landfill drawing, dated April 2007	Admitted

CERTIFICATE OF SERVICE

It is hereby certified that true copies of the foregoing order were mailed, first class, on August 9, 2007, to each of the persons on the attached service list.

It is hereby certified that a true copy of the foregoing order was hand delivered to the following on August 9, 2007:

John T. Therriault
Illinois Pollution Control Board
James R. Thompson Center
100 W. Randolph St., Ste. 11-500
Chicago, Illinois 60601

A handwritten signature in black ink, reading "Bradley P. Halloran", is written over a horizontal line.

Bradley P. Halloran
Hearing Officer
Illinois Pollution Control Board
James R. Thompson Center
100 West Randolph Street, Suite 11-500
Chicago, Illinois 60601
312/814-8917

AS 2004-004
Elizabeth Wallace
Office of the Attorney General
69 West Washington Street, Suite 1800
Chicago, IL 60602

AS 2004-004
Peter E. Orlinsky
Illinois Environmental Protection Agency
9511 West Harrison Street
Des Plaines, IL 60016

AS 2004-004
Edward P. Kenney
Sidley Austin LLP
One South Dearborn
Suite 900
Chicago, IL 60603

AS 2004-004
Paul Kakuris
Illinois Dunesland Preservation Society
P. O. Box 466
Zion, IL 60099