

ILLINOIS POLLUTION CONTROL BOARD

October 29, 2009

IN THE MATTER OF:)
)
 PETITION OF ROYAL FIBERGLASS)
 POOLS, INC. FOR AN ADJUSTED) AS 09-4
 STANDARD FROM 35 ILL. ADM. CODE) (Adjusted Standard - Air)
 215.301

HEARING REPORT

On October 28, 2009, a hearing in this matter was held C.E. Brehm Memorial Public Library in Mt. Vernon, Illinois. Attorney Dale Guariglia appeared on behalf of the petitioner. Attorney Charles Matoesian appeared on behalf of the Illinois Environmental Protection Agency.

Witness Credibility

3 witnesses testified during the hearing:

- Mr. Clifford Hebert
- Mr. Robert Haberlein
- Mr. Andrew Russo

Based upon my legal judgment, experience, and observations at hearing, I find that the credibility of witness is not an issue in this matter.

Agency Responses and Briefing Schedule

The transcript is due by November 9, 2009, and the public comment deadline is November 12, 2009. Because the Agency was unable to answer certain questions at hearing, it was decided that written answers would be filed by November 16, 2009. Petitioner will file any responses to the Agency’s answers in its post-hearing brief which shall be filed by December 7, 2009. Respondent’s post-hearing brief, if any, is also due by December 7, 2009.

IT IS SO ORDERED.

Carol Webb

Carol Webb
Hearing Officer
Illinois Pollution Control Board
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CERTIFICATE OF SERVICE

It is hereby certified that true copies of the foregoing order were mailed, first class, on October 29, 2009, 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 October 29, 2009:

John T. Therriault
Illinois Pollution Control Board
James R. Thompson Center
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AS 2009-004
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