



ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

1021 North Grand Avenue East, P.O. Box 19276, Springfield, Illinois 62794-9276 • (217) 782-2829
James R. Thompson Center, 100 West Randolph, Suite 11-300, Chicago, IL 60601 • (312) 814-6026

PAT QUINN, GOVERNOR

DOUGLAS P. SCOTT, DIRECTOR

May 25, 2010

Eileen J. Moyer
Director of Regulatory Relations
Reckitt Benckiser Inc.
Morris Corporate Center IV
399 Interpace Parkway
P.O. Box 225
Parsippany, NJ 07054-0225

**RECEIVED
CLERK'S OFFICE
MAY 27 2010
STATE OF ILLINOIS
Pollution Control Board**

Certified Mail
Return Receipt Requested
7008 1830 0001 4720 8001

IEPA 10-4

IEPA 10-GR-01

Re: Grant of Provisional Variance from 35 Ill. Adm. Code 223.205

Dear Ms. Moyer:

On May 24, 2010, the Illinois Environmental Protection Agency ("Illinois EPA") received from Reckitt Benckiser Inc. ("Reckitt") a request for a provisional variance from the requirement under 35 Ill. Adm. Code 223.205(a)(5)(A) for its Air Wick® Freshmatic® Ultra air freshener sold in Illinois. The request was accepted for review pursuant to the requirements of the Illinois Environmental Protection Act ("Act") and applicable regulations.

The Illinois EPA has evaluated the request in accordance with the requirements of Sections 35, 36, and 37 of the Act and the Illinois EPA's regulations set forth at 35 Ill. Adm. Code Part 180. The Illinois EPA is granting Reckitt's request for provisional variance, subject to the conditions delineated below, due to the short-term nature of the relief and because the request and supporting documentation have demonstrated that an arbitrary and unreasonable hardship would result in the event of a denial.

The Illinois EPA is granting Reckitt relief from the aforementioned regulatory requirement under Section 223.205(a)(5)(A) for a 45-day period, as requested by Reckitt. Specifically, this relief is granted until July 9, 2010, at which time this grant and its terms expire. This action affording relief is based, in principal part, upon Reckitt's representation that no significant adverse environmental effect is expected as a result of the requested relief. The requested relief shall extend to Reckitt's Air Wick® Freshmatic® Ultra air freshener sold in Illinois, subject to the following conditions:

1. Reckitt shall submit to the Illinois EPA a report containing all sales, including product name, date code, and quantity of Air Wick® Freshmatic® Ultra air freshener, to distributors who sell in Illinois throughout the term of this provisional variance.
2. Reckitt shall inform the Illinois EPA of the expected sell through period in Illinois for Air Wick® Freshmatic® Ultra air freshener manufactured during the term of this provisional variance.

Rockford • 4302 N. Main St., Rockford, IL 61103 • (815) 987-7760

Elgin • 595 S. State, Elgin, IL 60123 • (847) 608-3131

Bureau of Land – Peoria • 7620 N. University St., Peoria, IL 61614 • (309) 693-5462

Collinsville • 2009 Mall Street, Collinsville, IL 62234 • (618) 346-5120

Des Plaines • 9511 W. Harrison St., Des Plaines, IL 60016 • (847) 294-4000

Peoria • 5415 N. University St., Peoria, IL 61614 • (309) 693-5463

Champaign • 2125 S. First St., Champaign, IL 61820 • (217) 278-5800

Marion • 2309 W. Main St., Suite 116, Marion, IL 62959 • (618) 993-7200

3. Reckitt shall submit to the Illinois EPA a discussion of how Reckitt achieved compliance within the term of the provisional variance and how it will ensure compliance prospectively.
4. Reports and information required under paragraphs 1, 2, and 3 above shall be submitted within 30 days after the term of the provisional variance to:

Bureau of Air Compliance Unit
Illinois Environmental Protection Agency
1021 N. Grand Ave. East
P.O. Box 19276
Springfield, IL 62794-9276

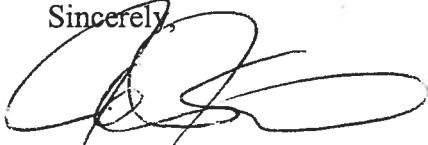
The Illinois EPA requests that Reckitt, following receipt of this provisional variance, submit a certification to the Illinois EPA signifying its acceptance of the terms and conditions expressed herein. The certification should be mailed to the Illinois EPA within 10 days of the date of this provisional variance and should be signed by the owner or operator, as follows:

Certification

I (We), _____, have read the terms and conditions of the Illinois EPA's provisional variance, dated May 25, 2010, and, I (we) hereby accept and agree to abide by the terms and conditions expressed therein.

The certification should be mailed, by certified mail, to the undersigned.

Sincerely,



John J. Kim
Chief Legal Counsel