

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

IN THE MATTER OF:)
)
PROPOSAL OF CLIFFORD-JACOBS FORGING CO.) R2014- 022
FOR AN AMENDMENT TO THE SITE-SPECIFIC)
RULE AT 35 ILL. ADM. CODE 901.119)

**RESPONSE BY CLIFFORD-JACOBS FORGING COMPANY TO
THE BOARD'S FIRST NOTICE OPINION AND ORDER**

NOW COMES Clifford-Jacobs Forging Co. ("Clifford-Jacobs")
by its attorneys, Webber & Thies, P.C., and as its response to
the Board's First Notice Opinion and Order of April 16, 2015,
states as follows:

In its Opinion and Order, the Board raised three issues
which warrant clarification. These are as follows:

1. **RE: The number of employees at Clifford-Jacobs'
facility.**

On page 3 of the Board's Opinion and Order, the Board
noted that three different figures were provided in the course
of the proposal by Clifford-Jacobs and/or by prefiled witness
testimony. The original proposal (Prop. at 3) stated
"approximately 108" persons were employed by Clifford-Jacobs,
while Clifford-Jacobs' post hearing comments [Exh. 2 at 2)
stated that 115 persons were so employed and the prefiled
testimony provided by two individuals (Exh. 1 at 1; Exh. 7 at
2), claimed that 114 persons were so employed. At the time
each statement was given, it was correct. For the record, the
current number of persons so employed at the Clifford-Jacobs

facility in Champaign County as of this writing [June 23, 2015] is 110; the figure fluctuates from time to time.

2. **RE: The alleged "Inconsistency" between Clifford-Jacobs' Post-hearing comments and Dr. Schomer's Hearing Testimony.**

On page 17 of the Board's Opinion and Order, the Board mentions [footnote 2] an apparent inconsistency between the testimony of Dr. Paul Schomer and Clifford-Jacobs' claim (Exh. 2 at 2-3) that the incremental contribution of all 11 of the smaller hammers combined [including 4 which are not in service at this time] would be only approximately 2dB. The Board stated that "Dr. Schomer testified ... that adding the four hammers not currently in use in that scenario would increase sound levels by 2dB". The Board may misunderstand Dr. Schomer's testimony. In the Hearing Transcript at pages 111-112, the following exchange is reported:

"Q [By Mr. Van Ness]. Okay. Would operation of all ten hammers at the same time have a greater impact on Wilber Heights than the realistic worst case scenario that you portrayed in your report?

A [Dr. Schomer]. There would be a little bit more noise, but most of the energy is going into these bigger hammers. The little ones have much less contribution, hundreds and hundreds without making much difference.

Q. If we had all fourteen of them hammering away, what would be the initial incremental effect of the smaller hammer?¹

A. If we had everything operating at once, it would be 2 dB higher." [Emphasis added]

¹The last word is a typo; it should have read "hammers".

Hence, Dr. Schomer's actual testimony was that "If we had everything [*i.e.*, "all fourteen of them"] operating at once, it would be 2dB higher." That is, operating all 11 of the smaller hammers, not just the 4 hammers not currently in use, accounts for 2dB. To be precise, the "calculators" which generated Attachment F to Clifford-Jacobs' post hearing comments [PC 2], show that all 11 of the smaller hammers operating at once would account for only 1.6dB, which Dr. Schomer rounded up to 2dB for purposes of his testimony.

3. **RE: Facility Address Discrepancy**

On page 19 of the Opinion and Order, the Board notes that the facility's address is shown differently in more current parts of the Record from that shown in the original rule [at 35 Ill.Adm.Code 119]. The facility has not moved; its address has been variously referred to over the years either as "North Market Street" or as 2410 North Fifth Street, Champaign. The latter is the more commonly preferred address for postal deliveries.

CONCLUSION

Clifford-Jacobs is gratified that, after considering the facts of record, the Board has generally agreed that the relief sought in this proceeding is warranted. It also appreciates the fact that the Board understands the

importance of encouraging responsible and practical environmental stewardship.

Clifford-Jacobs remains available to assist the Board and public commenters with any questions that may arise.

RESPECTFULLY SUBMITTED,

CLIFFORD-JACOBS FORGING CO.,
BY: WEBBER & THIES, P.C.



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CERTIFICATE OF SERVICE BY ATTORNEY

I, the undersigned, certify that I have served the attached RESPONSE BY CLIFFORD-JACOBS FORGING COMPANY TO THE BOARD'S FIRST NOTICE OPINION AND ORDER, today filed electronically with the Pollution Control Board, by U. S. Mail, upon the following persons:

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DATE: June 29, 2015



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