

**BEFORE THE ILLINOIS POLLUTION CONTROL BOARD**

IN THE MATTER OF:	)	
	)	R 2020-019
STANDARDS FOR THE DISPOSAL	)	
OF COAL COMBUSTION RESIDUALS	)	(Rulemaking - Land)
IN SURFACE IMPOUNDMENTS:	)	
PROPOSED NEW 35 ILL. ADM.	)	
CODE 845	)	

**NOTICE OF FILING**

PLEASE TAKE NOTICE that I have today filed with the Office of the Clerk of the Illinois Pollution Control Board a **NOTICE OF FILING** and **APPEARANCE** on behalf of the Illinois Environmental Protection Agency, a copy of which is herewith served upon you.

Respectfully submitted,

Dated: September 18, 2020

ILLINOIS ENVIRONMENTAL  
PROTECTION AGENCY,

Clayton J. Ankney  
Division of Legal Counsel  
Illinois Environmental Protection Agency  
1021 North Grand Avenue East  
P.O. Box 19276  
Springfield, IL 62794-9276  
(217) 782-5544

Petitioner,

BY: /s/ Clayton J. Ankney  
Clayton J. Ankney

**THIS FILING IS SUBMITTED ELECTRONICALLY**

**SERVICE LIST**

<p><b>ILLINOIS POLLUTION CONTROL BOARD</b>                  Don Brown, Clerk                  Vanessa Horton, Hearing Officer                  James R. Thompson Center                  100 W. Randolph, Suite 11-500                  Chicago, IL 60601</p>	<p><b>ILLINOIS ENVIRONMENTAL PROTECTION AGENCY</b>                  Christine Zeivel                  Stefanie Diers                  1021 North Grand Avenue East                  Springfield, IL 62794-9276</p>
<p><b>ILLINOIS ATTORNEY GENERAL</b>                  Matt Dunn, Division Chief Environmental                  Stephen Sylvester, Sr. Asst. Attorney General                  Kathryn A. Pamenter, Asst. Attorney General                  69 W. Washington, Suite 1800                  Chicago, IL 60602                  Andrew Armstrong, Bureau Chief                  500 South Second Street                  Springfield, Illinois 62706</p>	<p><b>ILLINOIS DEPARTMENT OF NATURAL RESOURCES</b>                  Renee Snow, General Counsel                  Virginia I. Yang, Deputy Counsel                  Nick San Diego, Staff Attorney                  Robert G. Mool                  Paul Mauer – Senior Dam Safety Eng.                  One Natural Resources Way                  Springfield IL 62702-1271</p>
<p><b>PRAIRIE RIVERS NETWORK</b>                  Kim Knowles                  Andrew Rehn                  1902 Fox Dr., Ste. 6                  Champaign, IL 61820</p>	<p><b>PRAIRIE POWER, INC</b>                  Alisha Anker, Vice President                  Regulatory &amp; Market Affairs                  3130 Pleasant Runn                  Springfield, IL 62711</p>
<p><b>CITY OF SPRINGFIELD</b>                  Deborah Williams, Regulatory Affairs Director                  Office of Utilities                  800 E. Monroe, 4th Floor                  Municipal Building East</p>	<p><b>CHICAGO LEGAL CLINIC, INC.</b>                  Keith Harley                  Daryl Grable                  211 W. Wacker, Suite 750                  Chicago, IL 60606</p>
<p><b>AMEREN</b>                  Michael Smallwood                  1901 Choteau Ave.                  St. Louis, MO 63103</p>	<p><b>MCDERMOTT, WILL &amp; EMERY</b>                  Mark A. Bilut                  227 W. Monroe Street                  Chicago, IL 60606-5096</p>
<p><b>ENVIRONMENTAL INTEGRITY PROJECT</b>                  Abel Russ, Attorney                  1000 Vermont, Ave NW, Ste. 1100                  Washington, DC 20005</p>	<p><b>NRG ENERGY, INC.</b>                  Walter Stone, Vice President                  8301 Professional Place, Suite 230                  Landover, MD 20785</p>
<p><b>ILLINOIS ENVIRONMENTAL REGULATORY GROUP</b>                  Alec M. Davis, Executive Director                  Kelly Thompson                  215 E. Adams St.                  Springfield, IL 62701</p>	<p><b>NIJMAN FRANZETTI, LLP</b>                  Susan M. Franzetti                  Kristen Laughridge Gale                  Vincent R. Angermeier                  10 S. Lasalle St., Ste. 3600                  Chicago, IL 60603</p>
<p><b>SIERRA CLUB</b>                  Cynthia Skrukud                  Jack Darin                  Christine Nannicelli                  70 E. Lake Street, Ste. 1500</p>	<p><b>SCHIFF HARDIN, LLP</b>                  Stephen J. Bonebrake                  Joshua R. More                  Ryan C. Granholm                  233 S. Wacker Drive, Suite 7100</p>

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EARTHJUSTICE Jennifer Cassel Thomas Cmar 311 South Wacker Drive, Suite 311 Chicago, IL 60606	BROWN, HAY, & STEPHENS, LLP Claire A. Manning Anthony D. Schuering 205 S. Fifth Street, Suite 700 Springfield, IL 62705
U.S. EPA, REGION 5 Chris Newman 77 West Jackson Blvd. Chicago, IL 60604-3590	SIERRA CLUB Faith Bugel, Attorney 1004 Mohawk Wilmette, IL 60091

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CODE 845	)	

**APPEARANCE**

The undersigned hereby enters his appearance as an attorney on behalf of the Illinois Environmental Protection Agency.

Respectfully submitted,

Dated: September 18, 2020

ILLINOIS ENVIRONMENTAL  
PROTECTION AGENCY,

Clayton J. Ankney  
Division of Legal Counsel  
Illinois Environmental Protection Agency  
1021 North Grand Avenue East  
P.O. Box 19276  
Springfield, IL 62794-9276  
(217) 782-5544

Petitioner,

BY: /s/ Clayton J. Ankney  
Clayton J. Ankney

**THIS FILING IS SUBMITTED ELECTRONICALLY**

**CERTIFICATE OF SERVICE**

I, the undersigned, on affirmation state the following:

That I have served the attached **NOTICE OF FILING** and **RESPONSE TO MOTION TO LIVE STREAM PUBLIC COMMENTS** by e-mail upon Don Brown at the e-mail address of [don.brown@illinois.gov](mailto:don.brown@illinois.gov), upon Renee Snow at the e-mail address of [Renee.Snow@Illinois.Gov](mailto:Renee.Snow@Illinois.Gov), upon Matt Dunn at the e-mail address of [mdunn@atg.state.il.us](mailto:mdunn@atg.state.il.us), upon Stephen Sylvester at the e-mail address of [ssylvester@atg.state.il.us](mailto:ssylvester@atg.state.il.us), upon Andrew Armstrong at the e-mail address of [aarmstrong@atg.state.il.us](mailto:aarmstrong@atg.state.il.us), upon Kathryn A. Pamerter at the e-mail address of [KPamerter@atg.state.il.us](mailto:KPamerter@atg.state.il.us), upon Virginia I. Yang at the e-mail address of [virginia.yang@illinois.gov](mailto:virginia.yang@illinois.gov), upon Nick San Diego at the e-mail address of [nick.sandiego@illinois.gov](mailto:nick.sandiego@illinois.gov), upon Robert G. Mool at the e-mail address of [bob.mool@illinois.gov](mailto:bob.mool@illinois.gov), upon Vanessa Horton at the e-mail address of [Vanessa.Horton@Illinois.gov](mailto:Vanessa.Horton@Illinois.gov), upon Paul Mauer at the e-mail address of [Paul.Mauer@illinois.gov](mailto:Paul.Mauer@illinois.gov), upon Deborah Williams at the e-mail address of [Deborah.Williams@cwlp.com](mailto:Deborah.Williams@cwlp.com), upon Kim Knowles at the e-mail address of [Kknowles@prairierivers.org](mailto:Kknowles@prairierivers.org), upon Andrew Rehn at the e-mail address of [Arehn@prairierivers.org](mailto:Arehn@prairierivers.org), upon Faith Bugel at the e-mail address of [fbugel@gmail.com](mailto:fbugel@gmail.com), upon Jeffrey Hammons at the e-mail address of [Jhammons@elpc.org](mailto:Jhammons@elpc.org), upon Keith Harley at the e-mail address of [kharley@kentlaw.edu](mailto:kharley@kentlaw.edu), upon Daryl Grable at the e-mail address of [dgrable@clclaw.org](mailto:dgrable@clclaw.org), upon Michael Smallwood at the e-mail address of [Msmallwood@ameren.com](mailto:Msmallwood@ameren.com), upon Mark A. Bilut at the e-mail address of [Mbilut@mwe.com](mailto:Mbilut@mwe.com), upon Abel Russ at the e-mail address of [aruss@environmentalintegrity.org](mailto:aruss@environmentalintegrity.org), upon Susan M. Franzetti at the e-mail address of [Sf@nijmanfranzetti.com](mailto:Sf@nijmanfranzetti.com), upon Kristen Laughridge Gale at the e-mail address of [kg@nijmanfranzetti.com](mailto:kg@nijmanfranzetti.com), upon Vincent R. Angermeier at the e-mail address of [va@nijmanfranzetti.com](mailto:va@nijmanfranzetti.com), upon Alec M. Davis at the e-mail address of [adavis@ierg.org](mailto:adavis@ierg.org), upon Jennifer M. Martin at the e-mail address of [Jmartin@heplerbroom.com](mailto:Jmartin@heplerbroom.com), upon Kelly Thompson at the e-mail address of [kthompson@ierg.org](mailto:kthompson@ierg.org), upon Walter Stone at the e-mail address of [Water.stone@nrgenergy.com](mailto:Water.stone@nrgenergy.com), upon Cynthia Skrukud at the e-mail address of [Cynthia.Skrukud@sierraclub.org](mailto:Cynthia.Skrukud@sierraclub.org), upon Jack Darin at the e-mail address of [Jack.Darin@sierraclub.org](mailto:Jack.Darin@sierraclub.org), upon Christine Nannicelli at the e-mail address of [christine.nannicelli@sierraclub.org](mailto:christine.nannicelli@sierraclub.org), upon Stephen J. Bonebrake at the e-mail address of [bonebrake@schiffhardin.com](mailto:bonebrake@schiffhardin.com), upon Joshua R. More at the e-mail address of [jmore@schiffhardin.com](mailto:jmore@schiffhardin.com), upon Ryan C. Granholm at the e-mail address of [rgranholm@schiffhardin.com](mailto:rgranholm@schiffhardin.com), upon N. LaDonna Driver at the e-mail address of [LaDonna.Driver@heplerbroom.com](mailto:LaDonna.Driver@heplerbroom.com), upon Alisha Anker at the e-mail address of [aanker@ppi.coop](mailto:aanker@ppi.coop), upon Chris Newman at the e-mail address of [newman.christopherm@epa.gov](mailto:newman.christopherm@epa.gov), upon Claire A. Manning at the e-mail address of [cmanning@bhslaw.com](mailto:cmanning@bhslaw.com), upon Anthony D. Schuering at the e-mail address of [aschuering@bhslaw.com](mailto:aschuering@bhslaw.com), upon Jennifer Cassel at the e-mail address of [jcassel@earthjustice.org](mailto:jcassel@earthjustice.org), upon Melissa Brown at the e-mail address of [Melissa.Brown@heplerbroom.com](mailto:Melissa.Brown@heplerbroom.com), upon Thomas Cmar at the e-mail address of [tcmar@earthjustice.org](mailto:tcmar@earthjustice.org), and upon Kiana Courtney at the e-mail address of [KCourtney@elpc.org](mailto:KCourtney@elpc.org).

That my e-mail address is clayton.ankney@illinois.gov

That the e-mail transmission took place before 4:30 p.m. on the date of September 18, 2020.

/s/ Clayton J. Ankney  
September 18, 2020