

RECEIVED  
CLERK'S OFFICE

APR 22 2014

STATE OF ILLINOIS  
Pollution Control Board

ILLINOIS POLLUTION CONTROL BOARD  
April 22, 2014

BRIMFIELD AUTO & TRUCK, )  
 )  
Petitioner, )  
 )  
v. ) PCB 12-134  
 ) (UST Appeal)  
ILLINOIS ENVIRONMENTAL )  
PROTECTION AGENCY, )  
 )  
Respondent. )  
 )

 ORIGINAL

**HEARING REPORT**

On April 22, 2014, a hearing in this matter was held at the Illinois Pollution Control Board in Springfield, Illinois. Attorney Robert Riffle appeared on behalf of the petitioner. Attorney Scott Sievers appeared on behalf of the respondent.

**Witnesses**

The following witnesses testified during the hearing:

Mr. Allan Green  
Mr. Harry Chappel

**Exhibits**

Respondent moved to admit several hearing exhibits that were already part of the administrative record. The exhibits, summarized at the end of this report, were used to facilitate testimony during the hearing. There was no objection, and the exhibits were admitted. Additionally at hearing, the Agency's motion for leave to supplement the administrative record was granted.

**Briefing Schedule**

Petitioner's brief is due by May 27, 2014; respondent's brief is due by June 25, 2014; and petitioner's reply is due by July 9, 2014. The public comment deadline is May 6, 2014. .

IT IS SO ORDERED.

Carol Webb

---

Carol Webb  
Hearing Officer  
Illinois Pollution Control Board  
1021 North Grand Avenue East  
P.O. Box 19274  
Springfield, Illinois 62794-9274  
217/524-8509  
[Carol.Webb@illinois.gov](mailto:Carol.Webb@illinois.gov)

**PCB 12-134**  
**April 22, 2014 Hearing**

**Exhibit List**

Exhibit	Description	Status
Hearing Exhibit A	Agency letter to petitioner dated April 30, 2012	Admitted
Hearing Exhibit B	Mr. Green's letter to Agency dated March 28, 2012	Admitted
Hearing Exhibit C	Agency's letter to petitioner dated August 19, 2011	Admitted
Hearing Exhibit D	Mr. Green's letter to Agency dated May 12, 2011	Admitted
Hearing Exhibit E	Mr. Chappel's notes and calculations	Admitted
Hearing Exhibit F	35 Ill. Adm. Code 734.315	Admitted
Hearing Exhibit G	35 Ill. Adm. Code 734.870	Admitted
Hearing Exhibit H	Agency reimbursement rates	Admitted

CERTIFICATE OF SERVICE

It is hereby certified that true copies of the foregoing order were mailed, first class, on April 22, 2014, to each of the persons on the service list below.

It is hereby certified that a true copy of the foregoing order was hand delivered to the following on April 22, 2014:

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

*Carol Webb*

Carol Webb  
 Hearing Officer  
 Illinois Pollution Control Board  
 1021 North Grand Avenue East  
 P.O. Box 19274  
 Springfield, Illinois 62794-9274  
 217/524-8509  
 Carol.Webb@illinois.gov

SERVICE LIST

PCB 2012-134  
 James G. Richardson  
 IEPA  
 1021 North Grand Avenue East  
 P.O. Box 19276  
 Springfield, IL 62794-9276

PCB 2012-134  
 Robert M. Riffle  
 113A S. Main Street  
 Morton, IL 61550

PCB 2012-134  
 Scott B. Sievers  
 1021 North Grand Avenue East  
 P.O. Box 19276  
 Springfield, IL 62794-9276