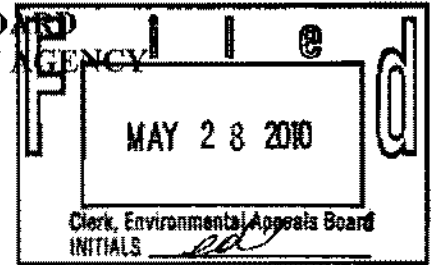


BEFORE THE ENVIRONMENTAL APPEALS BOARD  
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
WASHINGTON, D.C.



In re:

Vulcan Construction Materials, LP

PSD Permit No. 91806-AAB

PSD Appeal No. 10-11

**ORDER GRANTING MOTION TO PARTICIPATE  
AND RESPOND TO PETITION FOR REVIEW**

By motion filed May 25, 2010, Vulcan Construction Materials, LP ("Vulcan") seeks leave to participate as a party in the above-captioned matter and to respond to the petition for review filed by the Sierra Club on May 10, 2010. The petition challenges the Illinois Environmental Protection Agency's ("IEPA") decision to issue a Clean Air Act Prevention of Significant Deterioration ("PSD") permit to Vulcan to upgrade and restart its lime kiln in Manteo, Illinois.

As the holder of the PSD permit authorizing construction at its Manteo lime kiln, Vulcan possesses an interest in this matter that is independent of the interests of IEPA and may not be adequately represented by IEPA. Vulcan's ability to proceed with the proposed project as currently permitted may be affected by the disposition of this matter. Accordingly, for good cause shown, Vulcan's motion to participate as a party in this matter is hereby **GRANTED**. At this writing, IEPA's response to the petition for review is due on June 12, 2010. Vulcan must file its own response to the petition on or before **Monday, June 14, 2010**.

So ordered.

Dated:

May 27, 2010

**ENVIRONMENTAL APPEALS BOARD**

By:

Kathie A. Stein

Kathie A. Stein

Environmental Appeals Judge

## CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing **Order Granting Motion to Participate and Respond to Petition for Review** in the matter of *Vulcan Construction Materials, LP*, PSD Appeal No. 10-11, were sent to the following persons in the manner indicated:

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Date: MAY 28 2010

  
Annette Duncan  
Secretary