

Appeal from commission's determination of the sufficiency of trade secrecy claim.

- (A) If the commission issues an order pursuant to rule 3750-60-80 of the Administrative Code in which it is determined that the claimant's substantiation filed in support of the trade secrecy claim is insufficient, pursuant to paragraph (A) of rule 3750-60-40 of the Administrative Code; or insufficient after receipt of additional material pursuant to paragraph (E) of rule 3750-60-43 of the Administrative Code; or if the claimant has not met the standard for good cause as provided in paragraph (F) of rule 3750-60-43 of the Administrative Code; the claimant may appeal such order to the environmental review appeals commission in accordance with the procedures established in sections 3750.19 and 3745.04 of the Revised Code and the rules adopted thereunder.
- (B) Hearings of appeals to the Environmental review appeals commission permitted by this section shall be conducted in accordance with the procedures set forth in section 3745.05 of the Revised Code and the rules adopted thereunder.
- (C) Any party to the proceedings before the environmental review appeals commission who is adversely affected by an order of the board may appeal to the court of appeals of Franklin county in accordance with the procedures set forth in section 3745.06 of the Revised Code and the rules adopted thereunder.

Effective: 01/02/2007

R.C. 119.032 review dates: Exempt

CERTIFIED ELECTRONICALLY
Certification

12/19/2006
Date

Promulgated Under: 119.03
Statutory Authority: 3750.02(B)(1)(i), 3750.02(B)(2)(d), 3750(B)(5), and
3750.02(B)(14)
Rule Amplifies: 3750.09
Prior Effective Dates: 6/30/93