RECEIVED CLERK'S OFFICE

p.3

### BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

DEC 1 5 2003

WASTE MANAGEMENT OF ILLINOIS, COUNTY OF KANKAKEE, ILLINOIS and EDWARD D. SMITH, KANKAKEE COUNTY STATE'S ATTORNEY, And BYRON SANDBERG	)	STATE OF ILLINOIS Pollution Control Board
Petitioners	)	
v	)	
	)	PCB Nos 04-33, 04-34, 04-35
THE CITY OF KANKAKEE, ILLINOIS, TOWN AND	)	
COUNTRY UTILITIES, INC. and KANKAKEE	)	
REGIONAL LANDFILL, L.L.C.	)	
LIVINGSTON COUNTY, ILLINOIS	)	
	)	
Respondents	)	
	)	

#### NOTICE OF FILING

PLEASE TAKE NOTICE that on December 15, I caused to be filed, with the Board's Clerk's Office, by placing an original and nine (9) copies of this document, a NOTICE OF WITHDRAWAL OF APPEARANCE, in overnight mail, addressed as follows:

> Dorothy M. Gunn, Clerk Illinois Pollution Control Board James R. Thompson Center 100 W. Randolph, Suite 11-500 Chicago, Illinois 60601-3218

As a courtesy, I also faxed, on December 15, 2003, a copy of this filing to the Board's Chicago office at (312) 814-3669. Further, on December 15, 2003, I caused a copy of this NOTICE OF WITHDRAWAL to be faxed to all those listed on the attached service sheet, at the fax numbers indicated and, to Mr. Sandberg, via United States mail.

Claire A. Manning, Attorney

### CLAIRE A. MANNING

Posegate & Denes, P.C. 111 N. Sixth Street Springfield, Illinois 62701 (217) 522-6152 (217) 522-6184 (FAX) mailto:claire@posegate-denes.com

RECEIVED CLERKIS DEFICE

p.2

DEC 1 5 2003

# BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

Posegate & Denes

WASTE MANAGEMENT OF ILLINOIS, COUNTY OF KANKAKEE, ILLINOIS and EDWARD D. SMITH, KANKAKEE COUNTY STATE'S ATTORNEY, And BYRON SANDBERG	STATE OF ILLINOIS  Pollution Control Board  )  )
Petitioners	)
v.	)
THE CITY OF KANKAKEE, ILLINOIS, TOWN AND COUNTRY UTILITIES, INC. and KANKAKEE	) PCB Nos 04-33, 04-34, 04-35 )
REGIONAL LANDFILL, L.L.C. LIVINGSTON COUNTY, ILLINOIS	)
Respondents	)

## NOTICE OF WITHDRAWAL

Now comes CLAIRE A. MANNING, of counsel to Posegate & Denes, P.C. and, in order to ensure the integrity of these proceedings, hereby withdraws her appearance in this matter.

Respectfully submitted.

Claire A. Manning, Attorney

# **CLAIRE A. MANNING**

Posegate & Denes, P.C. 111 N. Sixth Street Springfield, Illinois 62705 (217) 522-6152 (217) 522-6184 (FAX) claire@posegate-denes.com

## PROOF OF SERVICE

The undersigned hereby under penalty of perjury under the laws of the United States of America, certifies that on December 15, 2003 she served a copy of the foregoing upon:

Dorothy M. Gunn, Clerk Illinois Pollution Control Board James R. Thompson Center 100 W. Randolph, Suite 11-500 Chicago, Illinois 60601-3218

Bradley P. Halloran, Hearing Officer Illinois Pollution Control Board James R. Thompson Center 100 W. Randolph, Suite 11-500 Chicago, Illinois 60601-3218 (312) 814-8917 (312) 814-3669 FAX

George Mueller 501 State Street Ottawa, IL 61350 (815) 433-4705 (815) 433-4913 FAX

Donald J. Moran Pedersen & Houpt 161 North Clark Street **Suite 3100** Chicago, IL 60601-3224 (312) 261-2149 (312) 261-1149 - FAX

Elizabeth S. Harvey Swanson, Martin & Bell One IBM Plaza, 330 North Wabash Suite 2900 Chicago, IL 60611 (312) 321-9100 (312) 321-0990 FAX

Edward Smith Kankakee County Administration Bldg 189 E. Court St. Kankakee, IL 60901 (815) 937-3932 FAX

Kenneth A. Leshen Leshen & Sliwinski One Dearborn Square, Suite 550 Kankakee, IL 60901 (815) 933-3385 (815) 933-3397 FAX

Christopher Bohlen Barmann, Kramer and Bohlen, P.C. 200 East Court Street, Suite 602 P.O. Box 1787 Kankakee, IL 60901 (815) 939-1133 (815) 939-0994 FAX

L. Patrick Power 956 North Fifth Avenue Kankakee, IL 60901 (815) 937-6937 (815) 937-0056 FAX

Richard S. Porter Charles F. Helsten Hinshaw & Culbertson 100 Park Avenue P.O. Box 1389 Rockford, IL 61105-1389 (815) 490-4900 (815) 937-3932 FAX

Byron Sandberg 109 Raub St. Donovan, IL 60931 byronsandberg@starband.net

Anjanita Dumas, Clerk City of Kankakee 385 E. Oak Street Kankakee, IL 60901 (815) 933-0480 (815) 933-0482 FAX

DEC 1 5 2003

STATE OF ILLIMOIS Pollution Control Board

# POSEGATE & DENES, P.C.

Attorneys at Law 111 North 6th Street, Suite 200 P.O. Box 338 Springfield, IL 62705-0338

Carol Hansen Posegate Jane Nolan Denes

Claire A. Manning Of Counsel

Telephone (217) 522-6152 Facsimile (217) 522-6184

# **FAX TRANSMISSION**

Dorothy Junn	DATE: 12-15-03
TO: Brad Halloran	FAX NO: 1-312-814-366
FROM: Claire Manning	FAX NO: (217) 522-6184
RE:	
MESSAGE:	
	<u> </u>

CONFIDENTIALITY NOTICE: The documents accompanying this fax transmission contain confidential information belonging to the sender which is legally privileged. The information is intended only for the use of the individual or entity named above. If you are not the intended recipient, you are hereby notified that any reading, disclosure, copying, distribution or the taking of any action in reliance on or regarding the contents of this faxed information is strictly prohibifed. If you have received this fax in error, please immediately notify us by telephone to arrange for return of the original documents to us.

NUMBER OF PAGES INCLUDING THIS SHEET:

NOTE: IF ANY PART OF THIS TRANSMISSION WAS MISSING OR UNREADABLE, PLEASE CALL THIS OFFICE IMMEDIATELY AT (217) 522-6152.