

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

PRAIRIE RIVERS NETWORK)	
and SIERRA CLUB,)	
)	
Petitioners,)	
)	
v.)	PCB 13-67
)	(Third Party NPDES Appeal)
)	
)	
ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY and)	
SPRINGFIELD COAL COMPANY, LLC)	
)	
Respondents.)	

NOTICE OF ELECTRONIC FILING

To:

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Counsel for Springfield Coal Company, LLC

PLEASE TAKE NOTICE that Prairie Rivers Network and Sierra Club have today filed a **Motion for Voluntary Dismissal** in PCB 13-67, a copy of which is herewith served upon you.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read 'JD', with a long horizontal flourish extending to the right.

Jessica Dexter
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Chicago, IL 60601; 312-795-3747
Counsel for Prairie Rivers Network and Sierra Club

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SPRINGFIELD COAL COMPANY, LLC)	
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MOTION FOR VOLUNTARY DISMISSAL

Prairie Rivers Network (“PRN”) and Sierra Club hereby move to voluntarily dismiss the Petition filed in the above-captioned matter. In support of this motion, PRN and Sierra Club state as follows:

1. On April 15, 2010, the Board granted PRN’s and Sierra Club's Motion to Intervene in PCB 10-61 and accepted for filing PRN and Sierra Club’s Complaint in PCB 11-02. In the Complaint, PRN and Sierra Club alleged that NPDES Permit # IL0061247 violated Section 12(a) and (f) of the Act, 415 ILCS 5/12(a) and (f).
2. On April 26, 2013, Illinois Environmental Protection Agency reissued NPDES Permit # IL0061247.
3. On June 13, 2013, PRN and Sierra Club filed an Amended Petition for Administrative Review of NPDES Permit # IL0061247 in the above-captioned matter.
4. From August 20, 2013 onward, the above-captioned matter has been on hold pending resolution of PCB 10-61 and 11-02.

5. On June 28, 2017, the parties reached a settlement on all outstanding issues in PCB 10-61 and 11-02, as well as the above-captioned permit appeal.

6. On August 17, 2017, the Board accepted and finalized the parties' settlement in PCB 10-61 and 11-02.

7. Accordingly, PRN and Sierra Club respectfully move to voluntarily dismiss this Petition before the Board.

Dated: September 1, 2017

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'JD', is written over a light gray rectangular background.

Jessica Dexter
Environmental Law and Policy Center
35 East Wacker Drive, Suite 1600
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*Counsel for Prairie Rivers Network and
Sierra Club*

CERTIFICATE OF SERVICE

I, John Agada, the undersigned, hereby certify that I have served the attached **Motion for**

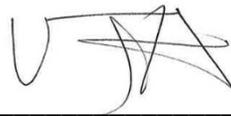
Voluntary Dismissal upon:

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Counsel for Springfield Coal Company, LLC

via electronic filing on September 1, 2017, via electronic mail on September 1, 2017, and by depositing said documents in the United States Mail, postage prepaid, in Chicago, Illinois on September 1, 2017.

Respectfully submitted,



John Agada
Legal Assistant
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