

ILLINOIS POLLUTION CONTROL BOARD
August 3, 2023

PAUL CHRISTIAN PRATAPAS,)
)
 Complainant,)
)
 v.) PCB 23-69
) (Citizens Enforcement - Water)
 EVERCLEAN CAR WASH and VILLAGE)
 OF WOODRIDGE,)
)
 Respondents.)

ORDER OF THE BOARD (by J. Van Wie):

On November 22, 2022, Paul Christian Pratapas (Mr. Pratapas) filed a citizen’s complaint against Everclean Car Wash (Everclean) and Woodridge Police Department (Woodridge). The complaint concerns the construction of an automatic car wash in Woodridge, DuPage County.

On January 19, 2023, Everclean filed a motion to dismiss the complaint on the grounds of frivolousness. On February 3, 2023, Woodridge filed an answer to the complaint. On June 15, 2023, the Board directed the Clerk to correct the name of Woodridge in the docket; struck five of Mr. Pratapas’ requests for relief; dismissed Woodridge as a respondent in this case; and granted Everclean’s motion to dismiss for frivolousness, but directed Mr. Pratapas to file an amended complaint within 30 days or face dismissal of the complaint.

FAILURE TO FILE AMENDED COMPLAINT

On June 15, 2023, The Board directed Mr. Pratapas to file an amended complaint that cures the deficiencies in the complaint no later than July 17, 2023, or face dismissal of the complaint for failure to plead the violations and requests for relief with specificity. *See* 35 Ill. Adm. Code 101.202(b). Mr. Pratapas has failed to file an amended complaint. Because Mr. Pratapas failed to timely file an amended complaint, the Board dismisses this case and closes the docket.

IT IS SO ORDERED.

Board Member M.D. Mankowski abstained.

Section 41(a) of the Environmental Protection Act provides that final Board orders may be appealed directly to the Illinois Appellate Court within 35 days after the Board serves the order. 415 ILCS 5/41(a) (2022); *see also* 35 Ill. Adm. Code 101.300(d)(2), 101.906, 102.706. Illinois Supreme Court Rule 335 establishes filing requirements that apply when the Illinois Appellate Court, by statute, directly reviews administrative orders. 172 Ill. 2d R. 335. The Board’s procedural rules provide that motions for the Board to reconsider or modify its final

orders may be filed with the Board within 35 days after the order is received. 35 Ill. Adm. Code 101.520; *see also* 35 Ill. Adm. Code 101.902, 102.700, 102.702. Filing a motion asking that the Board reconsider this final order is not a prerequisite to appealing the order. 35 Ill. Adm. Code 101.902.

Names and Addresses for Receiving Service of Any Petition for Review Filed with the Appellate Court	
Parties	Board
Paul Christian Pratapas 1779 Kirby Parkway, Ste. 1, #92 Memphis, Tennessee, 38138 paulpratapas@gmail.com	Illinois Pollution Control Board Attn: Don A. Brown, Clerk 60 E. Van Buren St., Suite 630 Chicago, Illinois 60605
Matyas Law Firm Attn: Jordan Matyas 200 W. Monroe St., Ste. 2025 Chicago, Illinois 60606 jordan@1818legal.com	
Robbins DiMonte, Ltd. Attn: Eric G. Patt 180 N. LaSalle St., Suite 3300 Chicago, Illinois 60601 epatt@robbinsdimonte.com	

I, Don A. Brown, Clerk of the Illinois Pollution Control Board, certify that the Board adopted the above order on August 3, 2023, by a vote of 3-0.



Don A. Brown, Clerk
Illinois Pollution Control Board