BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

| PEOPLE OF THE STATE OF ILLINOIS, |) |
|--|---------------------|
| by KWAME RAOUL, Attorney |) |
| General of the State of Illinois, | |
| |) |
| Complainant, |) |
| 1 |) |
| v. |) PCB No. 24-016 |
| | (Enforcement - Air) |
| NASSER YAFAI, an individual, QUICK GAS |) |
| & MINI MART, INC., a dissolved Illinois |) |
| corporation, CYPR Harvey, Inc. d/b/a |) |
| QUICK GAS & MINI MART, INC., an Illinois |) |
| corporation, and HARVEY REAL ESTATE, INC., |) |
| an Illinois corporation, |) |
| • |) |
| Respondents. |) |

NOTICE OF FILING

To: Persons on Attached Service List:

PLEASE TAKE NOTICE that I have today caused to be filed with the Clerk of the Illinois Pollution Control Board by electronic filing the following Amended Motion for Relief from Hearing Requirement, a true and correct copy of which is attached hereto and hereby served upon you.

PEOPLE OF THE STATE OF ILLINOIS, KWAME RAOUL, Attorney General of the State of Illinois

By: /s/ Cara V. Sawyer
Cara V. Sawyer
Assistant Attorney General
Environmental Bureau
Illinois Attorney General's Office
69 W. Washington St., Suite 1800
Chicago, Illinois 60602
(773) 758-4583
cara.sawyer@ilag.gov

Dated: December 1, 2023

Electronic Filing: Received, Clerk's Office 12/1/2023

Service List

Bradley Halloran
Hearing Officer
Illinois Pollution Control Board
60 E. Van Buren Street, Suite 630
Chicago, IL 60605
Brad.Halloran@illinois.gov
(Via Email)

Counsel for Nasser Yafai & Quick Gas & Mini Mart, Inc. c/o John Mrabie
Mraibie & Associates
14612 Humphrey Drive
Orland Park, IL 60462
john@mraibielaw.com
(Via Email)

CYPR Harvey, Inc. dba Quick Gas and Mini Mart, Inc. Cyriac K. Chandy, Registered Agent 960 Rand Rd., Suite 208
Des Plaines, IL 60016-2355
(Via U.S. Mail)

Harvey Real Estate, Inc. Cyriac K. Chandy, Registered Agent 960 Rand Rd., Suite 208 Des Plaines, IL 60016-2355 (Via U.S. Mail)

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CERTIFICATE OF SERVICE

I, Cara V. Sawyer, as Assistant Attorney General, do certify that on this 1st day of December, 2023, I caused to be served a copy of the foregoing Notice of Filing and Amended Motion for Relief from Hearing Requirement, upon the person listed on the attached Service List by methods therein described.

/s/ Cara V. Sawyer
Cara V. Sawyer
Assistant Attorney General
Environmental Bureau
Illinois Attorney General's Office
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| an Illinois corporation, |) |
| |) |
| Respondents. |) |

AMENDED MOTION FOR RELIEF FROM HEARING REQUIREMENT

NOW COMES Complainant, PEOPLE OF THE STATE OF ILLINOIS, by KWAME RAOUL, Attorney General of the State of Illinois, and pursuant to Section 31(c)(2) of the Illinois Environmental Protection Act ("Act"), 415 ILCS 5/31(c)(2) (2022), moves that the Illinois Pollution Control Board ("Board") grant the settling parties in the above-captioned matter relief from the hearing requirement imposed by Section 31(c)(1) of the Act, 415 ILCS 5/31(c)(1) (2022), with regards to a Stipulation and Proposal for Settlement. In support of this motion, Complainant states as follows:

- 1. The Complaint in this matter alleges violations of Section 9(a) of the Act, 415 ILCS 5/9(a) (2022), and Sections 218.586(i)(1)(B) and 218.586(i)(2)(C) of the Board Air Pollution Regulations, 35 Ill. Adm. Code 218.586(i)(1)(B) and 218.586(i)(2)(C).
 - 2. Complainant filed its Complaint on August 30, 2023.
 - 3. Complainant, and Respondents Nasser Yafai and Quick Gas & Mini Mart, Inc.,

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have reached agreement on all outstanding issues in this matter.

4. This agreement is presented to the Board in a Stipulation and Proposal for

Settlement filed November 30, 2023.

5. Complainant, as well as Respondents Nasser Yafai and Quick Gas & Mini Mart,

Inc., agree that a hearing on the Stipulation and Proposal for Settlement is not necessary, and

respectfully request relief from such a hearing as allowed by Section 31(c)(2) of the Act, 415 ILCS

5/31(c)(2) (2022).

6. Respondents CYPR Harvey d/b/a Quick Gas & Mini Mart, Inc. or Harvey Real

Estate, Inc. are not parties to the aforementioned Stipulation.

WHEREFORE, Complainant, PEOPLE OF THE STATE OF ILLINOIS, hereby requests

that the Board grant this amended motion for relief from the hearing requirement as set forth in

Section 31(c)(1) of the Act, 415 ILCS 5/31(c)(1) (2022).

Respectfully submitted,

PEOPLE OF THE STATE OF ILLINOIS

KWAME RAOUL

Attorney General

State of Illinois

BY: /s/ Cara V. Sawyer

Cara V. Sawyer

Environmental Bureau

Illinois Attorney General's Office

69 W. Washington Street, Suite 1800

Chicago, Illinois 60602

(773) 758-4583

Primary email: <u>cara.sawyer@ilag.gov</u>

Secondary email: maria.cacaccio@ilag.gov

Dated: December 1, 2023

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