

ILLINOIS POLLUTION CONTROL BOARD
January 9, 2003

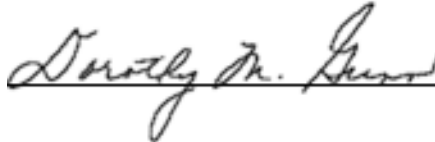
KIEHL ENGINEERING COMPANY, INC.,)
)
Petitioner,)
)
v.) PCB 99-78
) (Variance – Air)
ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
)
Respondent.)

ORDER OF THE BOARD (by N.J. Melas):

On December 30, 2002, Kiehl Engineering Co., Inc. (Kiehl) filed a motion to voluntarily dismiss this petition for variance. The Board recently approved a stipulation and proposal for settlement between Kiehl and the Illinois Environmental Protection Agency on December 19, 2002, in a related enforcement matter. A condition contained in the stipulation and proposal for settlement was that Kiehl must file a motion to voluntarily dismiss this variance petition within 30 days of the Board's approval. The Agency has not yet responded. The motion to dismiss is granted and this docket is closed.

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, certify that the Board adopted the above order on January 9, 2003, by a vote of 5-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board