

ILLINOIS POLLUTION CONTROL BOARD
February 19, 2004

LYNN ERICKSON,)	
)	
Complainant,)	
)	
v.)	PCB 04-26
)	(Citizens Enforcement - Noise)
CHARLESTON CLASSIC HOMES, INC.,)	
and LAWRENCE E. VAN SOMEREN, JR.,)	
)	
Respondents.)	

ORDER OF THE BOARD (by T.E. Johnson):

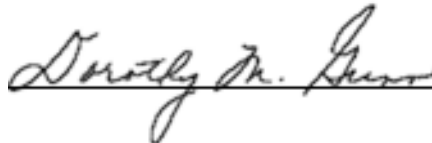
On September 2, 2003, complainant Lynn Erickson (Erickson) filed a complaint against respondent Charleston Classic Homes, Inc. and Lawrence E. Van Someren, Jr. (respondents). The Board accepted this case for hearing on November 6, 2003.

On January 26, 2004, Erickson filed a motion to voluntarily dismiss this complaint. In the motion, Erickson asserted that the building from which emanated the source of the noise at issue in this case has been completed.

To date, the respondents have not filed a response to the motion. Pursuant to Section 101.500(d) of the Board's procedural rules, if no response is filed to a motion within 14 days after service, the party will be deemed to have waived objection. *See* 35 Ill. Adm. Code 101.500(d). Erickson's motion to dismiss is granted, and the 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 February 19, 2004, by a vote of 5-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board