

ILLINOIS POLLUTION CONTROL BOARD
September 13, 2005

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STATE OF ILLINOIS
Pollution Control Board

MCNEILL TWINS OIL COMPANY,)
)
Petitioner,)
)
v.) PCB 02-64
) (UST Appeal)
ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
)
Respondent.)

MOTION BY PETITIONER FOR VOLUNTARY DISMISSAL

NOW comes McNeill Twins Oil Company, Petitioner, by its attorney, Robert F. Russell, and voluntarily moves this Honorable Board to dismiss Petitioner's appeal of the October 23, 2001 determination of the Illinois Environmental Protection Agency, and in support thereof states to the Board that the parties to the appeal have reached a voluntary agreement to settle said matter, and that there is no just reason for Petitioner to continue to prosecute the appeal.

WHEREFORE, Petitioner respectfully requests that this Board dismiss the above-captioned appeal.

MCNEILL TWINS OIL COMPANY,
Petitioner,

By *RfR*
Its Attorney

AGREED:

RUSSELL, ENGLISH
SCOMA & BENEKE, P.C.
Ten Park Ave. West
Princeton, IL 61356
(815) 875-4555

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD
CHICAGO, ILLINOIS

MCNEILL TWINS OIL COMPANY,)
)
Petitioner,)
)
v.) PCB 02-64
) (UST Appeal)
ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
)
Respondent.)

CERTIFICATE OF SERVICE

It is hereby certified that the original copy of the foregoing order was mailed, first class to the following on September 13, 2005.


Dorothy M. Gunn, Clerk
Illinois Pollution Control Board
James R. Thompson Center
100 W. Randolph St., Ste. 11-500
Chicago, IL 60601

It is further certified that a true copy of the foregoing Motion by Petitioner for Voluntary Dismissal was mailed, first class, to each of the following on September 13, 2005

Bradley P. Halloran
Hearing Officer
IL Pollution Control Board
600 S. Second St., Ste. 402
Springfield, IL 62704

John J. Kim, Asst. Counsel
IEPA, Division of Legal Counsel
1021 N. Grand Ave. East
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McNEILL TWINS OIL COMPANY,

By 
Robert F. Russell, their attorney
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