

**BEFORE THE POLLUTION CONTROL BOARD  
OF THE STATE OF ILLINOIS**

**RECEIVED**  
CLERK'S OFFICE

OCT 11 2005

STATE OF ILLINOIS  
Pollution Control Board

MIDWEST PETROLEUM COMPANY,	)	
	)	
Petitioner,	)	
	)	
vs.	)	PCB No. 05-186
	)	(UST Appeal)
ILLINOIS ENVIRONMENTAL	)	
PROTECTION AGENCY,	)	
	)	
Respondent.	)	

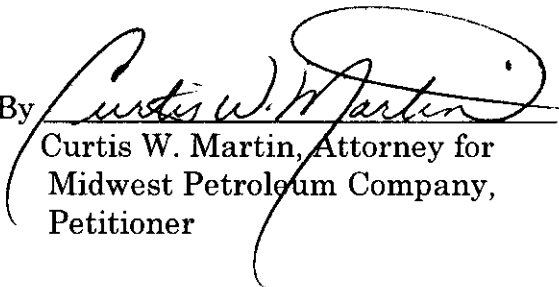
**NOTICE**

Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board  
State of Illinois Center  
100 West Randolph Street  
Suite 11-500  
Chicago, IL 60601

John J. Kim  
Assistant Counsel  
Special Assistant Attorney General  
Division of Legal Counsel  
1021 North Grand Avenue, East  
P.O. Box 19276  
Springfield, IL 62794-9276

Carol Webb  
Hearing Officer  
Illinois Pollution Control Board  
1021 North Grand Avenue East  
P.O. Box 19274  
Springfield, IL 62796-9274

PLEASE TAKE NOTICE that I have today filed with the office of the Clerk of the Pollution Control Board a Motion for Voluntary Dismissal, a copy of which is herewith served upon you.

By   
Curtis W. Martin, Attorney for  
Midwest Petroleum Company,  
Petitioner

Curtis W. Martin  
IL ARDC No. 06201592  
SHAW & MARTIN, P.C.  
Attorneys at Law  
123 S. 10<sup>th</sup> Street, Suite 302  
P.O. Box 1789  
Mt. Vernon, Illinois 62864  
Telephone (618) 244-1788

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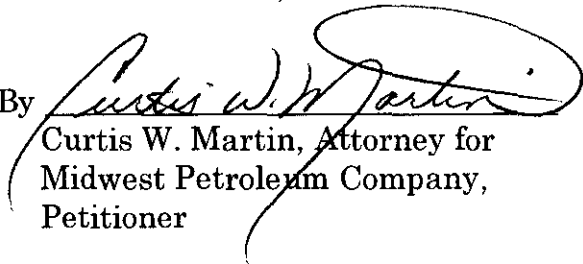
PCB No. 05-186  
(UST Appeal)

**MOTION FOR VOLUNTARY DISMISSAL**

NOW COMES the Petitioner, Midwest Petroleum Company, by one of its attorneys, Curtis W. Martin of Shaw & Martin, P.C., and moves to voluntarily dismiss its Petition for Review of Final Agency Leaking Underground Storage Tank Decisions, and in support thereof, states that the matters for which the Petition was filed have been fully compromised and settled.

WHEREFORE, Petitioner, Midwest Petroleum Company, prays that the Petition for Review of Final Agency Leaking Underground Storage Tank Decision be dismissed with prejudice.

SHAW & MARTIN, P.C.

By   
Curtis W. Martin, Attorney for  
Midwest Petroleum Company,  
Petitioner

Curtis W. Martin  
IL ARDC No. 06201592  
SHAW & MARTIN, P.C.  
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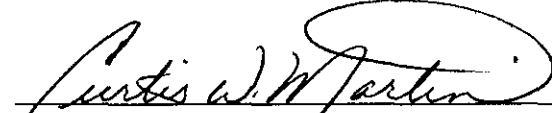
**CERTIFICATE OF SERVICE**

I, the undersigned attorney at law, hereby certify that on October 6, 2005, I served true and correct copies of a Motion for Voluntary Dismissal, by placing true and correct copies in properly sealed and addressed envelopes and by depositing said sealed envelopes in a U.S. mail drop box located within Mt. Vernon, Illinois, with sufficient Certified Mail postage affixed thereto, upon the following named persons:

Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board  
State of Illinois Center  
100 West Randolph Street  
Suite 11-500  
Chicago, IL 60601

John J. Kim  
Assistant Counsel  
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\_\_\_\_\_  
Curtis W. Martin, Attorney for  
(Petitioner, Midwest Petroleum Company)