

X

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

RECEIVED
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OCT 17 2005

STATE OF ILLINOIS
Pollution Control Board

COUNTY OF KANKAKEE,)
 Complainant,)
)
 v.)
)
 SOUTH HOLLAND TRUST #10897 and)
 JOHN & ELLA HALL,)
 Respondent.)

Docket No.: AC 05-80

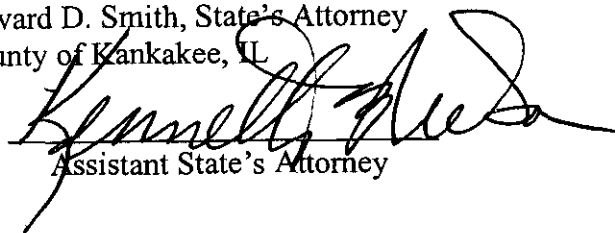
NOTICE OF FILING

TO: South Holland Trust & Savings Bank, Trust #10897, 16178 S. Park Ave.,
South Holland, IL, 60473

John & Ella Hall, 2066 E. 217th St., Sauk Village, IL 60411-2165

YOU ARE HEREBY NOTIFIED that on October 12th, 2005 a Motion To Strike
was filed with the Clerk of the Illinois Pollution Control Board, Dorothy Gunn, located at
the James R. Thompson Center, 100 West Randolph Street, Suite 11-500, Chicago, IL
60601.

Edward D. Smith, State's Attorney
County of Kankakee, IL

By: 
Assistant State's Attorney

PROOF OF SERVICE

I hereby certify that on October 12th, 2005 a Notice and Motion To Strike was sent via regular mail, with postage fully prepaid and depositing the same in the U.S. Mail on October 12th, 2005 in Kankakee County, Illinois.

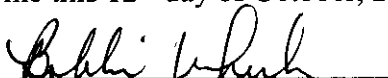
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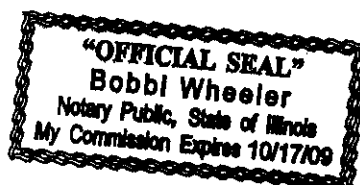
Dorothy Gunn, Clerk
Pollution Control Board
James R. Thompson Center
100 West Randolph Street, Suite 11-500
Chicago, IL 60601



Subscribed and Sworn to before
me this 12th day of October, 2005.



Kenneth B. Nelson
Assistant State's Attorney
189 E. Court Street, Suite 502
Kankakee, IL 60901
ARDC # 02031776
Tele: (815) 939-8833
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STATE OF ILLINOIS
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ILLINOIS POLLUTION CONTROL BOARD

**COUNTY OF KANKAKEE,
Complainant**

AC 05-80

v.

**SOUTH HOLLAND TRUST & SAVINGS
BANK TRUST #10897 and JOHN AND ELLA
HALL
Respondents.**

MOTION TO STRIKE

Now comes Complaint, County of Kankakee, by Edward D. Smith, its State's Attorney and one of his assistants and moves this honorable Board to strike an undated letter submitted and signed by a John Hall, Jr. The Board, by virtue of its Order dated August 18, 2005, has defaulted South Holland Trust & Savings Bank for failure to file an answer. Further, based on receipt of a letter signed by John Hall, Jr., the Board has directed that its Hearing Officer set this matter for a hearing.

The letter bears the signature of an individual, John Hall, Jr., who is apparently the son of the named Respondents, John and Ella Hall. The Halls, as named in the Complaint, have not filed an answer and the time for filing same has long since passed.

Accordingly, Complainant moves to strike, as a non-party response to the Complaint, the correspondence received from John Hall, Jr. Further, Complainant respectfully requests that this honorable Board find both John and Ella Hall in default for failing to file a timely answer.

Respectfully Submitted,
Edward D. Smith, State's Attorney

By: 
Assistant State's Attorney

Dated: 12 October 2005