

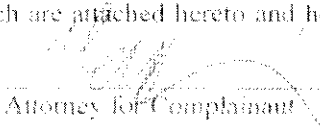
BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

KENNETH E. MEDEMA, JR.)	
)	
Complainant,)	
)	
v.)	PCB No. 05-220
)	(Enforcement Noise)
ENT LOGISTICS)	
NORTH AMERICA, INC.,)	
)	
Respondent,)	

NOTICE OF FILING

To:		
Ms. Dorothy M. Conne	Bradley P. Halloran, Esq.	Edward W. Dwyer
Clerk of the Board	Hearing Officer	Thomas G. Saffley
Illinois Pollution Control	Illinois Pollution Control	HODGKIN Dwyer
Board	Board	ZEMAN
100 West Randolph St.	100 West Randolph St.	3150 Roland Ave.
Suite 11-500	Suite 11-500	P.O. Box 5776
Chicago, IL 60601	Chicago, IL 60601	Springfield, IL 62705

PLEASE TAKE NOTICE that on December 5, 2005, NOLAN LAW OFFICE will file with the Office of the Clerk of the Illinois Pollution Control Board the attached **Motion for Leave to Amend Complaint Instantly**, copies of which are attached hereto and hereby served upon you.

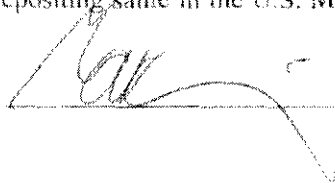


Attorney for Complainant

Timothy M. Nolan, Mary A. Sullivan
 NOLAN LAW OFFICE
 Attorneys for Defendants
 53 West Jackson Blvd., Suite 1137
 Chicago, IL 60604-3702
 (312) 322-1100; Fax (312) 322-1106

PROOF OF SERVICE

The undersigned attorney certifies that this notice is served by mailing a copy to each person to whom it is directed, by placing a copy of said document in an envelope properly addressed to each person above with postage prepaid and depositing same in the U.S. Mail at 53 W. Jackson Blvd., Chicago, Illinois on December 5, 2005.



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NORTH AMERICA, INC.)	
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Respondent.)	

MOTION FOR LEAVE TO AMEND COMPLAINT, *INSTANTER*

NOW COMES the Complainant, KENNETH E. MEDEMA, JR., by and through his attorneys, NOLAN LAW OFFICE, and pursuant to 35 Ill. Adm. Code Section 101.502, moves the Hearing Officer to enter an Order granting Complainant leave to amend his Complaint *instanter* or in the alternative to schedule a date certain for hearing on this Motion. In support hereof, Complainant states as follows:

On July 5, 2005, Complainant filed his Complaint with the Illinois Pollution Control Board alleging violations of 35 Ill. Adm. Code 901.102, 901.103, 901.104 and 901.106, seeking relief against Respondent for noise pollution emanating and resulting from Respondent's business.

Complainant sought, received and relied upon guidance of IPCB in drafting and filing its Complaint.

Complainant was not represented by counsel at the time of the filing of the Complaint.

On October 19, 2005, the NOLAN LAW OFFICE filed its Appearance on behalf of Complainant.

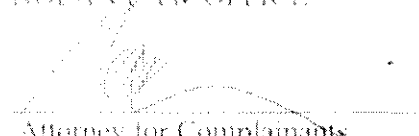
Complainant, by and through his attorneys, seeks leave to amend his Complaint by pleading resolution of 38 Ill. Adm. Code 900.102.

Complainant respectfully submits that this action will not cause undue delay or prejudice.

WHEREFORE, Complainant, KENNETH L. MEDFALA, JR. prays for entry of an Order granting leave to amend his Complaint *in toto*; or in the alternative to set a date certain for hearing on this Motion.

Respectfully submitted,

NOLAN LAW OFFICE



Attorney for Complainants
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KELLIE R. KASSELLA

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