

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

<b>COUNTY OF JACKSON</b>	)	
<b>Complainant,</b>	)	
	)	
<b>v</b>	)	<b>AC 06-21</b>
	)	<b>Site Code: 0778035009</b>
<b>DAN KIMMEL</b>	)	
<b>Respondent.</b>	)	

**PETITION FOR REVIEW**

NOW COMES the firm of Gilbert, Kimmel, Huffman, Prosser & Hewson, Ltd., to enter its appearance on behalf of the Respondent, Dan Kimmel, and to Petition the Illinois Pollution Control Board for review of the Administrative Citation of the Complainant, County of Jackson; and support thereof, states as follows:

1. Respondent admits the allegations of paragraph 1 of the Complainant's Administrative Citation.
2. Respondent denies the allegations of paragraph 2 of the Complainant's Citation.
3. Respondent denies the allegations of paragraph 3 of the Complainant's Citation, as written.
4. Respondent has insufficient information to either admit or deny the allegations of paragraph 4 of the Complainant's Citation and therefore denies same and demands straight proof thereof.

WHEREFORE, Respondent request that this matter be set for hearing before the Illinois Pollution Control Board, and for such other and further relief as is fair and just.

Webb H. Smith /s/  
 Webb H. Smith  
 IARN #06189552

**PROOF OF SERVICE**

The undersigned hereby certifies that a copy of the foregoing was served upon the attorney(s) of record by enclosing same in an envelope addressed as follows:

State of Illinois Pollution Control Board  
Attn: Clerk  
100 West Randolph Street, Suite 11-500  
Chicago, Illinois 60601-3218

Daniel Brenner  
Assistant State's Attorney  
Jackson County Courthouse  
Murphysboro, IL 62966

with postage fully prepaid, and deposited in a U.S. Post Office mailbox in Carbondale, Illinois, on the 10<sup>th</sup> day of March, 2006.

Webb H. Smith /s/  
Webb H. Smith

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