
BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

PRAIRIE RIVERS NETWORK and)	
SIERRA CLUB)	
)	
Petitioners,)	
)	
v.)	PCB 06-124
)	(NPDES Permit Appeal)
ILLINOIS ENVIRONMENTAL PROTECTION)	
AGENCY and PRAIRIE STATE GENERATING)	
COMPANY, LLC)	
)	
Respondents)	

AMERICAN BOTTOM CONSERVANCY)	
and DALE WOJTKOWSKI,)	
)	
Petitioners,)	
)	
v.)	PCB 06-127
)	(NPDES Permit Appeal)
ILLINOIS ENVIRONMENTAL PROTECTION)	
AGENCY and PRAIRIE STATE GENERATING)	
COMPANY, LLC)	
)	
Respondents)	

PETITIONERS' MOTION FOR VOLUNTARY DISMISSAL WITH PREJUDICE

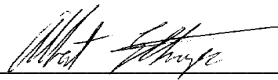
Petitioners, Prairie Rivers Network and Sierra Club (collectively, "PRN/Sierra Club"), by and through their attorneys, Albert F. Ettinger and Richard H. Acker, hereby voluntarily move the Board to dismiss with prejudice PRN/Sierra Club's petition for review of Respondent Illinois Environmental Protection Agency's decision to issue NPDES Permit No. IL0076996 to Respondent Prairie State Generating Company, LLC, which petition is the subject of Case No. 06-124, for the reason that PRN/Sierra Club and Respondents have heretofore settled all issues between them

regarding the matters that are the subject of PRN/Sierra Club's petition. Respondents have represented to PRN/Sierra Club that they will not file a response to this Motion.

WHEREFORE, PRN/Sierra Club respectfully requests this Board to grant Petitioners' Motion For Voluntary Dismissal With Prejudice and to dismiss with prejudice PRN/Sierra Club's petition that is the subject of Case No. 06-127.

Date: March __, 2006

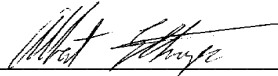
Respectfully submitted,



Albert F. Ettinger #3125045
Richard H. Acker #6271838
Environmental Law and Policy Center
35 E. Wacker Drive, Suite 1300
Chicago, Illinois 60601
312-673-6500

ATTORNEYS FOR PETITIONERS PRAIRIE
RIVERS NETWORK AND SIERRA CLUB

I, Albert F. Ettinger, certify that on March 16, 2006, I filed the attached Motion for Voluntary Dismissal with Prejudice. An original and 9 copies was filed, on recycled paper, with the Illinois Pollution Control Board, James R. Thompson Center, 100 West Randolph, Suite 11-500, Chicago, IL 60601, and copies were served via United States Mail to those individuals on the service list.



Albert F. Ettinger

(Reg. No. 3125045)

*Counsel for Prairie Rivers Network and Sierra Club
Environmental Law and Policy Center
35 E. Wacker Dr.
Chicago, Illinois 60601
312 795 3707*

SERVICE LIST

W.C. Blanton
Blackwell Sanders Peper Martin LLP
4801 Main Street
Suite 1000
Kansas City, MO 64112

Penni S. Livingston
Livingston Law Firm
4972 Benchmark Centre, Ste. 100
Swansea, IL 62226

Ali Nelson
Blackwell Sanders Peper Martin LLP
720 Olive Street
Suite 2400
St. Louis, MO 63101

Carol Webb, Hearing Officer
Illinois Pollution Control Board
James R. Thompson Center, Suite 11-500
100 West Randolph Street
Chicago, IL 60601-3218

Sanjay Sofat
Division of Legal Counsel
Illinois Environmental Protection Agency
1021 North Grand Avenue East
P.O. Box 19276
Springfield, IL 62794-9276