

**BEFORE THE ILLINOIS POLLUTION CONTROL BOARD**

**CATERPILLAR LOGISTICS, INC.,** )

**Petitioner,** )

**v.** )

**ILLINOIS ENVIRONMENTAL** )  
**PROTECTION AGENCY,** )

**Respondent.** )

**PCB No. 06-148**

**Permit Appeal – Air**

**NOTICE OF FILING**

TO: Ms. Dorothy M. Gunn  
Clerk of the Board  
Illinois Pollution Control Board  
100 West Randolph Street  
Suite 11-500  
Chicago, Illinois 60601  
**(VIA ELECTRONIC FILING)**

(PERSONS ON ATTACHED SERVICE LIST)

PLEASE TAKE NOTICE that on June 1, 2006, I filed with the Office of the Clerk of the Illinois Pollution Control Board by electronic filing Caterpillar Logistics, Inc.'s VOLUNTARY MOTION TO DISMISS, a copy of which is hereby served upon you.

Dated: June 1, 2006

Respectfully submitted,

Caterpillar Logistics, Inc.

By: /s/ Patricia F. Sharkey  
One of its Attorneys

Patricia F. Sharkey  
Mayer, Brown, Rowe & Maw LLP  
71 South Wacker Drive  
Chicago, Illinois 60606-4637  
(312) 782-0600

**BEFORE THE ILLINOIS POLLUTION CONTROL BOARD**

IN THE MATTER OF:	)	
	)	
CATERPILLAR LOGISTICS, INC.	)	
	)	
Petitioner	)	
	)	
v.	)	IPCB No. 06-148
	)	(Permit Appeal)
ILLINOIS ENVIRONMENTAL	)	
PROTECTION AGENCY	)	
	)	
Respondent.	)	

**VOLUNTARY MOTION TO DISMISS**

NOW COMES Petitioner, Caterpillar Logistics, Inc. ("Petitioner"), by its attorneys Mayer, Brown, Rowe & Maw LLP and moves the Illinois Pollution Control Board to dismiss the appeal in this matter.

In support thereof, Petitioner states:

1. On May 12, 2006, the Illinois Environmental Protection Agency issued a Revised Operating Permit No. 73090071 for Petitioner's facility which corrects the deficiency in the permit issued on February 7, 2006 which formed the basis of this appeal.

2. The issuance of the May 12, 2006 permit revision renders this appeal moot.

WHEREFORE, Petitioner moves for voluntary dismissal of this appeal.

Respectfully submitted,

Dated: June 1, 2006

          /s/Patricia F. Sharkey            
CATERPILLAR LOGISTICS, INC.  
By One Of Its Attorneys

Patricia F. Sharkey  
MAYER, BROWN, ROWE & MAW LLP  
71 South Wacker Drive  
Chicago, Illinois 60606  
(312) 782-0600

**CERTIFICATE OF SERVICE**

I, Patricia F. Sharkey, an attorney, hereby certify that I have served Caterpillar Logistics,

Inc.'s VOLUNTARY MOTION TO DISMISS upon:

Ms. Dorothy M. Gunn  
Clerk of the Board  
Illinois Pollution Control Board  
100 West Randolph Street  
Suite 11-500  
Chicago, Illinois 60601  
(Electronic Filing)

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Carol Webb  
Hearing Officer  
Illinois Pollution Control Board  
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P.O. Box 19274  
Springfield, Illinois 62794-9274  
(U.S. Mail)

as indicated above, by electronic filing and/or by depositing said document in the United States

Mail, postage prepaid, in Chicago, Illinois on June 1, 2006.

/s/ Patricia F. Sharkey  
Patricia F. Sharkey

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