

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

PEOPLE OF THE STATE OF ILLINOIS,)
)
 Complainant,)
)
 v.) Case No. 06-175
)
 TRES AMIGOS PROPERTIES, LLC,)
 an Illinois limited liability company,)
)
 Respondent.)

ENTRY OF APPEARANCE

Sorling, Northrup, Hanna, Cullen & Cochran, Ltd., Charles J. Northrup, of Counsel,
hereby enters their appearance in this case as counsel on behalf of Respondent, TRES AMIGOS
PROPERTIES, LLC.

Respectfully submitted,

TRES AMIGOS PROPERTIES, LLC, Respondent

By: 
One Of Its Attorneys

Sorling, Northrup, Hanna,
Cullen & Cochran, Ltd.
Charles J. Northrup, of Counsel
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PROOF OF SERVICE

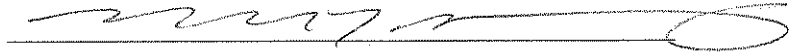
The undersigned hereby certifies that a copy of the foregoing document was electronically filed with the Illinois Pollution Control Board.

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

and served on the following by placing same in a sealed envelope addressed:

Ms. Jennifer Bonkowski
Attorney General's Office
500 South Second Street
Springfield, IL 62706

and by depositing same in the United States mail in Springfield, Illinois, on the 9th day of June, 2006, with postage fully prepaid.

A handwritten signature in black ink, consisting of a series of loops and a long horizontal stroke, positioned above a solid horizontal line.

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

PEOPLE OF THE STATE OF ILLINOIS,)
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 Complainant,)
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 TRES AMINGOS PROPERTIES, LLC,)
 an Illinois limited liability company,)
)
 Respondent.)

ANSWER TO COMPLAINT

NOW COMES Respondent, Tres Amigos Properties, LLC, by its attorneys Sorling, Northrup, Hanna, Cullen & Cochran, Ltd., Charles J. Northrup, of Counsel, and for its Answer to Complainant's Complaint states as follows:

COUNT I

NPDES PERMIT VIOLATIONS

1. Respondent neither admits nor denies the allegations set out in paragraph 1 and further states it possesses insufficient knowledge to form a belief as to the allegations set out in paragraph 1.
2. Respondent admits the allegations set out in paragraph 2.
3. Respondent admits the allegations set out in paragraph 3.
4. Respondent admits the allegations set out in paragraph 4.
5. Respondent admits the allegations set out in paragraph 5.
6. Respondent admits the allegations set out in paragraph 6.
7. Respondent admits that a portion of Section 12 of the Illinois Environmental Protection Act is set out at paragraph 7.

8. Respondent admits that a portion of Section 309.102(a) of the Board's water pollution regulations is set out at paragraph 8.

9. Respondent admits the allegations set out in paragraph 9.

10. Respondent neither admits nor denies the allegations set out in paragraph 10 and further states it possess insufficient knowledge to form a belief as to the allegations.

11. Respondent denies the allegation set out in paragraph 11 as it calls for a legal conclusion.

12. Respondent denies the allegation set out in paragraph 12 as it calls for a legal conclusion.

WHEREFORE, Respondent Tres Amigos Properties, LLC, respectfully requests that this Board deny all forms of relief prayed for by the Complainant in this Complaint.

COUNT II

FAILURE TO OBTAIN A CONSTRUCTION PERMIT

1 – 6. Respondent restates its Answers for paragraphs 1 through 6 of Count I for its Answers to paragraphs 1 through 6 of this Count II.

7. Respondent admits that a portion of Section 12 of the Illinois Environmental Protection Act is set out at paragraph 7.

8. Respondent admits that a portion of Section 309.154 of the Board's water pollution regulations is set out at paragraph 8.

9. Respondent admits the allegations set out in paragraph 9.

10. Respondent admits the allegations set out in paragraph 10.

11. Respondent admits the allegations set out in paragraph 11.

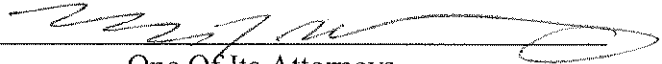
12. Respondent denies the allegation set out in paragraph 12 as it calls for a legal conclusion.

WHEREFORE, Respondent Tres Amigos Properties, LLC, respectfully requests that this Board deny all forms of relief prayed for by the Complainant in this Complaint.

Respectfully submitted,

TRES AMIGOS PROPERTIES, LLC, Respondent

By:


One Of Its Attorneys

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Cullen & Cochran, Ltd.
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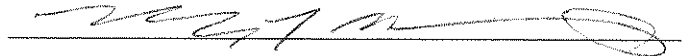
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