

BEFORE THE POLLUTION CONTROL BOARD  
OF THE STATE OF ILLINOIS

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STATE OF ILLINOIS  
Pollution Control Board

Q&E PROPERTIES, INC.,

Petitioner,

v.

ILLINOIS ENVIRONMENTAL  
PROTECTION AGENCY,

Respondent.

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)  
)  
) PCB 06-14  
) (UST Appeal)  
)  
)  
)  
)

**NOTICE OF FILING**

|  |   |
|--|---|
| <b>TO:</b> William Ingersoll<br>Illinois Environmental Protection Agency<br>1021 North Grand Avenue East<br>P.O. Box 19276<br>Springfield, Illinois 62794-9276 | Carol Webb<br>Hearing Officer<br>Illinois Pollution Control Board<br>1021 North Grand Avenue East<br>P.O. Box 19274<br>Springfield, Illinois 62794-9274 |
|--|---|

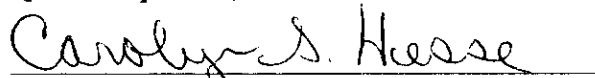
**PLEASE TAKE NOTICE** that on January 4, 2007, filed with the Clerk of the Illinois Pollution Control Board of the State of Illinois an original, executed copy of a Motion to Dismiss.

Dated: January 4, 2007

Respectfully submitted,

**Q&E Properties, Inc.**

By:

  
One of Its Attorneys

Carolyn S. Hesse  
**Barnes & Thornburg LLP**  
One North Wacker Drive  
Suite 4400  
Chicago, Illinois 60606  
(312) 357-1313  
373063v1

[This filing submitted on recycled paper as defined in 35 Ill. Adm. Code 101.202]

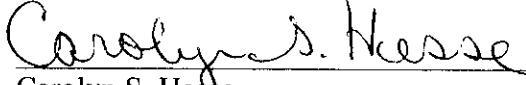
**CERTIFICATE OF SERVICE**

I, on oath state that I have served the attached Motion to Dismiss by placing a copy in an envelope addressed to:

William Ingersoll  
Illinois Environmental Protection Agency  
1021 North Grand Avenue East  
P.O. Box 19276  
Springfield, Illinois 62794-9276

Carol Webb  
Hearing Officer  
Illinois Pollution Control Board  
1021 North Grand Avenue East  
P.O. Box 19274  
Springfield, Illinois 62794-9274

from One North Wacker Drive, Suite 4400, Chicago, Illinois, before the hour of 5:00 p.m., on this 4<sup>th</sup> Day of January, 2007.

  
Carolyn S. Hesse