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BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

MAY 01 2007

STATE OF ILLINOIS
Pollution Control Board

FREEDOM OIL COMPANY,)	PCB 03-54
Petitioner,)	PCB 03-56
)	PCB 03-105
vs.)	PCB 03-179
)	PCB 04-02
ILLINOIS ENVIRONMENTAL)	(UST Appeals)
PROTECTION AGENCY,)	(Consolidated)
Respondent.)	

NOTICE OF FILING

TO:

Dorothy M. Gunn, Clerk
Illinois Pollution Control Board
State of Illinois Center
100 West Randolph, Suite 11-500
Chicago, IL 60601-3218

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

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

PLEASE TAKE NOTICE that I have today filed with the Office of the Clerk of the Pollution Control Board an original and nine (9) copies of a *Motion to Voluntarily Dismiss Appeals*, a copy of which is herewith served upon you.

Dated: April 23, 2007

Respectfully submitted,

FREEDOM OIL COMPANY

By: _____

Gary A. Peters, Attorney for Petitioner

Gary A. Peters
Howard & Howard Attorneys, P.C.
One Technology Plaza, Suite 600, 211 Fulton Street
Peoria, IL 61602-1350
(309) 672-1483

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MOTION TO VOLUNTARILY DISMISS APPEALS

NOW COMES the Petitioner, FREEDOM OIL COMPANY ("Freedom"), pursuant to 35 Ill. Admin. Code §101.500 and files its *Motion to Voluntarily Dismiss Appeals* in these consolidated Underground Storage Tank ("UST") Fund/UST Appeal proceedings.

In support of its *Motion to Voluntarily Dismiss Appeals*, Petitioner states:

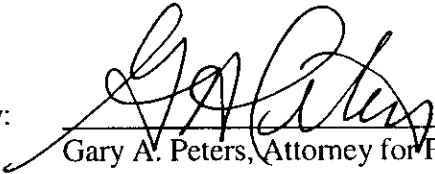
1. In these Consolidated Proceedings, Freedom respectfully requested the Pollution Control Board's review of five individual but related decisions by the Illinois Environmental Protection Agency ("IEPA") to deny certain proposed investigation activities, and reimbursement for certain response and remediation costs incurred by Freedom in 2002 and 2003.

2. On February 2, 2006, the Board issued its Opinion and Order on the various motions filed by Petitioner and Respondent. The Board's decision resolved some but not all of the factual issues raised in these proceedings. Subsequent to the Board's decision, the Petitioner and IEPA met and resolved all of the remaining issues raised by Petitioner's appeal. Petitioner has now received the full settlement amount agreed to between the parties, and no outstanding issues remain to be argued in these appeals.

3. For the foregoing reasons, Petitioner files its *Motion to Voluntarily Dismiss Appeals* because there are no issues remaining to be decided by the Board.

WHEREFORE the Petitioner, FREEDOM OIL COMPANY, requests that its *Motion to Voluntarily Dismiss Appeals* be granted.

HOWARD & HOWARD ATTORNEYS, P.C.

By: 

Gary A. Peters, Attorney for Petitioner,
Freedom Oil Company

Howard & Howard Attorneys, P.C.
211 Fulton Street, Suite 600
Peoria, IL 61602
(309) 672-1483

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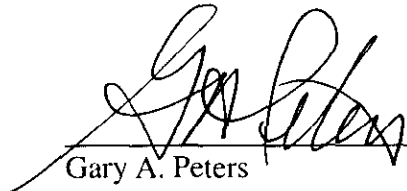
CERTIFICATE OF SERVICE

The undersigned hereby certifies that on this 23rd day of April, 2007, I served the attached *Motion to Voluntarily Dismiss Appeals*, by depositing same in the United States Mail, with First Class postage prepaid, upon the following persons:

Dorothy M. Gunn, Clerk
Illinois Pollution Control Board
State of Illinois Center
100 West Randolph, Suite 11-500
Chicago, IL 60601-3218

J. Greg Richardson, Assistant Counsel
Division of Legal Counsel
Illinois Environmental Protection Agency
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Gary A. Peters

Gary A. Peters
Howard & Howard Attorneys, P.C.
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Peoria, IL 61602
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