

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

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JUL 23 2007

STATE OF ILLINOIS  
Pollution Control Board

COUNTY OF JACKSON, )  
 )  
 Complainant, )  
 )  
 v. )  
 )  
 ALVIN VALDEZ and RUBEN J. VALDEZ, )  
 )  
 Respondents. )

AC 07 - 34  
Site Code: 0778035022

**COMPLAINANT'S MOTION TO WITHDRAW AND  
DISMISS ADMINISTRATIVE CITATION**

NOW COMES the Complainant, the County of Jackson, ("County"), by and through its attorney, Assistant State's Attorney, Daniel Brenner, and pursuant to Section 101.500 of the Illinois Pollution Control Board's ("Board") Rules and Regulations, 35 Ill. Adm. Code 101.500, hereby moves the Board for an order allowing the Complainant to withdraw and dismiss its administrative citation in the above captioned matter; and in support hereof, the Complainant respectfully states as follows:

1. On May 3, 2007, the Pollution Control Board issued an Order acknowledging the Complainant's filing of an administrative citation in this matter and the Respondent's filing of his petition to contest the administrative citation; and assigned the matter for further proceedings to a hearing officer.

2. On May 21, 2007, Hearing Officer, Carol Webb, ordered the parties to a hearing in this matter on July 19, 2007.

3. Complainant inspected the Respondent's site and found it to be cleaned up and in

compliance with the open dumping laws.

4. Complainant advised the Hearing Officer and the Respondent that it would file a motion to withdraw and dismiss its administrative citation.

WHEREFORE, the Complainant respectfully requests its administrative citation in this matter be withdrawn and dismissed; and the proceedings be closed.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Daniel Brenner", written over a horizontal line.

Daniel Brenner  
Assistant State's Attorney  
Jackson County Courthouse, Third Floor  
Murphysboro, IL 62966  
618-687-7200

For the Complainant

**PROOF OF SERVICE**

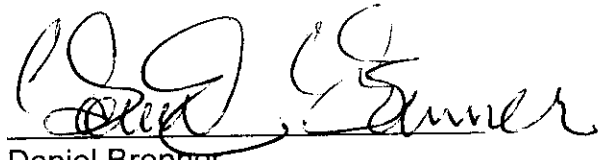
I hereby certify that I did on the 19<sup>th</sup> day of July 2007, send by U.S. Mail, with postage thereon fully prepaid, by depositing in U.S. Post Office Box a true and correct copy of the following instrument(s) entitled COMPLAINTANT'S MOTION TO WITHDRAW AND DISMISS ADMINISTRATIVE CITATION.

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

Alvin & Ruben J. Valdez  
211 N. Walnut  
PO Box 163  
DeSoto, IL 62924

and the original and nine (9) true and correct copies of the same foregoing instruments on the same date by U.S. Mail with postage thereon fully prepaid.

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



Daniel Brenner  
Assistant State's Attorney  
Jackson County Courthouse, 3<sup>rd</sup> FL.  
Murphysboro, IL 62966  
618-687-7200