

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

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STATE OF ILLINOIS  
Pollution Control Board

ARLYN D. FISK d/b/a ARLYN FISK'S, )  
SERVICE CENTER, )

Petitioner. ORIGINAL )

v. )

PCB 06-130

PCB 06-145

ILLINOIS ENVIRONMENTAL PROTECTION, )  
AGENCY, )

Respondent. )

NOTICE OF FILING AND PROOF OF SERVICE

The undersigned certifies that an original and nine copies of the foregoing Motion for Voluntary Dismissal and of this Notice of Filing and Proof of Service, were served upon the Clerk of the Illinois Pollution Control Board, and one copy to each of the following parties of record in this cause by enclosing same in an envelope addressed to:

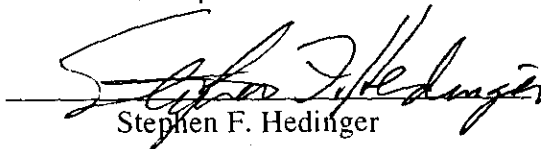
Dorothy Gunn, Clerk  
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with postage fully prepaid, and by depositing said envelope in a U.S. Post Office Mail Box in Springfield, Illinois before 5:30 p.m. on the ~~17th~~ day of April, 2008.

  
Stephen F. Hedinger

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**MOTION FOR VOLUNTARY DISMISSAL**

NOW COMES Petitioner, ARLYN FISK d/b/a ARLYN FISK'S SERVICE CENTER, through his undersigned attorney, and moves this Board to allow a voluntary dismissal of the Complaint in this case as a result of the settlement and payment of all claims against Respondent ILLINOIS ENVIRONMENTAL PROTECTION AGENCY sought in this case. In support of this Motion, Petitioner states as follows:

1. Petitioner filed his Complaint in this case in 2006, alleging that the Respondent wrongfully denied certain payments to Petitioner pursuant to the Illinois Leaking Underground Storage Tank Fund.
2. The parties have now entered into a settlement and resolved their differences, and therefore they wish to pursue no further litigation against one another.
3. At this time Petitioner requests that this Board dismiss this matter.
4. Dismissal in light of the settlement is in the interests of justice and the environment.


WHEREFORE Petitioner, ARLYN FISK d/b/a ARLYN FISK'S SERVICE CENTER, requests that this Board dismiss this matter.

Respectfully submitted,

ARLYN FISK d/b/a 'ARLYN FISK'S  
SERVICE CENTER,  
Petitioner,

By his attorney,

HEDINGER LAW OFFICE

By   
Stephen F. Hedinger

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