

BEFORE THE POLLUTION CONTROL BOARD OF THE STATE OF ILLINOIS

RECEIVED  
CLERK'S OFFICE

JUL 21 2008

STATE OF ILLINOIS  
Pollution Control Board

KIBLER DEVELOPMENT CORPORATION and  
MARION RIDGE LANDFILL, INC.,

Petitioners,

v.

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY,

Respondent.

Case No.2005-035  
Permit Appeal

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 and hearing officer in this cause by enclosing same in an envelope addressed to:

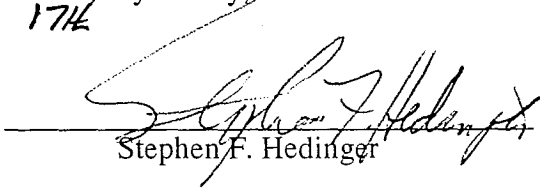
Dorothy Gunn, Clerk  
Illinois Pollution Control Board  
James R. Thompson Center  
100 W. Randolph St., Suite 11-500  
Chicago, IL 60601

Francis X. Lyons  
Bell, Boyd & Lloyd LLC  
70 West Madison Street  
Chicago, IL 60602

Carol Webb  
Hearing Officer  
Illinois Pollution Control Board  
1021 North Grand Avenue East, P.O. Box 19274  
Springfield, IL 62796-9274

Melanie Jarvis  
Division of Legal Counsel  
Illinois Environmental Protection Agency  
1021 N. Grand Ave. East  
P.O. Box 19276  
Springfield, IL 62794-9276

with postage fully prepaid, and by depositing said envelopes in a U.S. Post Office Mail Box in Springfield, Illinois before 5:30 p.m. on the ~~10th~~ <sup>17th</sup> day of July, 2008.

  
Stephen F. Hedinger

Hedinger Law Office  
2601 South Fifth Street  
Springfield, IL 62703  
Telephone: (217) 523-2753  
Fax: (217) 523-4366  
[hedinger@hedingerlaw.com](mailto:hedinger@hedingerlaw.com)

*This document prepared on recycled paper*

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

KIBLER DEVELOPMENT CORPORATION and  
MARION RIDGE LANDFILL, INC.,

Petitioners,

v.

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY,

Respondent.

**RECEIVED**  
CLERK'S OFFICE  
JUL 21 2008  
STATE OF ILLINOIS  
Pollution Control Board  
Case No.2005-035  
Permit Appeal

**MOTION FOR VOLUNTARY DISMISSAL**

NOW COME Petitioners, KIBLER DEVELOPMENT CORPORATION and MARION RIDGE LANDFILL, INC., through their undersigned attorney, and hereby move for voluntary dismissal of this permit appeal, on the basis that all issues related to this matter have been resolved between Petitioners and Respondent, ILLINOIS ENVIRONMENTAL PROTECTION AGENCY. In support, Petitioners state as follows:

1. Petitioners request that this permit appeal be dismissed, all disagreements concerning the permit having been resolved between Petitioners and Respondent Illinois Environmental Protection Agency. This motion is being filed with approval of the Illinois Environmental Protection Agency, through its counsel.

WHEREFORE Petitioners, KIBLER DEVELOPMENT CORPORATION and MARION RIDGE LANDFILL, INC., request that this Board dismiss this permit appeal.

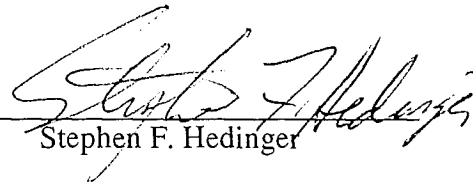
Respectfully submitted,

Kibler Development Corporation & Marion Ridge  
Landfill, Inc.,  
Petitioners,

By their attorney,

HEDINGER LAW OFFICE

By



Stephen F. Hedinger

Hedinger Law Office  
2601 South Fifth Street  
Springfield, IL 62703  
Telephone: (217) 523-2753  
Fax: (217) 523-4366  
hedinger@hedingerlaw.com