

IN THE MATTER BEFORE THE  
ILLINOIS POLLUTION CONTROL BOARD

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CLERK'S OFFICE

OCT 07 2008

STATE OF ILLINOIS  
Pollution Control Board

KYLE NASH, )  
 )  
Complainant, )  
 )  
v. ) PCB 07-97  
 ) (Citizens Enforcement - Noise)  
LOUIS JIMENEZ, )  
 )  
Respondent. )  
 )  
 )  
 )

NOTICE

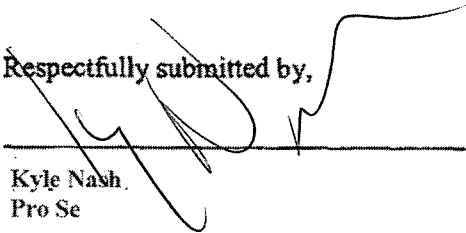
To: Clerk  
Illinois Pollution Control Board  
100 West Randolph Street  
Suite 11-500  
Chicago, Illinois 60601

Bradley P. Halloran  
Hearing Officer  
James R. Thompson Center,  
Suite 11-500  
100 West Randolph Street  
Chicago, Illinois 60601

Attorney for Respondent  
James M. Knox  
121 W. Chestnut, #3104  
Chicago, Illinois 60610

PLEASE TAKE NOTICE that I have today filed with the Office of the Clerk of the Illinois Pollution Control Board a Motion to Amend and Affidavit of Service a copy of which is herewith served upon the assigned Hearing Officer, the Respondent, and the Respondent's Attorney.

Respectfully submitted by,

  
\_\_\_\_\_  
Kyle Nash  
Pro Se

Dated: October 7, 2008  
1630 W. 33rd Place  
Chicago, Illinois 60608-6202  
773.744.1954

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STATE OF ILLINOIS  
Pollution Control Board

COMPLAINANT'S MOTION TO AMEND

Complainant, Kyle Nash, pro se requests that this Board rule, based upon a minor unintentional error which would correct the spelling of the Respondent's first name.

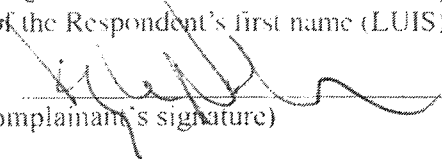
STATEMENT OF FACTS RELEVANT TO THIS MOTION

The original Complaint, the original Motion for Summary Judgment, the Amended Complaint, and the Amended Summary Judgment all list the spelling of the Respondent's first name as "Louis." The Respondent's Motion to Dismiss (Opening Paragraph) identifies the spelling as erroneous and states that the correct legal spelling of the Respondent's first name is "Luis."

LEGAL DISCUSSION

Respondents' legal first names should be used in all pleadings.

I am seeking an order to amend the incorrect spelling of the Respondent's name (LOUIS) to the correct and legal spelling of the Respondent's first name (LUIS).

  
\_\_\_\_\_  
(Complainant's signature)

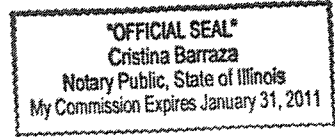
CERTIFICATION (optional but encouraged)

I, Kyle Nash, on oath or affirmation, state that I have read the foregoing and that it is accurate to the best of my knowledge.

  
\_\_\_\_\_  
(Complainant's signature)

Subscribed to and sworn before me  
this 7th day  
of October, 2008

  
\_\_\_\_\_  
Notary Public



My commission expires: 1-31-2011

CERTIFICATE OF SERVICE

I, the undersigned, on oath or affirmation, state that on (month, day, year)  
October 7, 2008, I served the attached notice and Motion to Amend  
to the respondent by:

certified mail (attach copy of receipt if available, otherwise you must  
file receipt later with Clerk)

registered mail (attach copy of receipt if available, otherwise  
you must file receipt later with Clerk)

messenger service (attach copy of receipt if available, otherwise you  
must file receipt later with Clerk)

personal service (attach affidavit if available, otherwise you  
must file affidavit later with Clerk)


to the address below

RESPONDENT'S ADDRESS:

Name Luis Jimenez

Street 1628 W. 33rd Place

City, state, zip code Chicago, Illinois 60608-6202  
(list each respondent's name and address if multiple respondents)

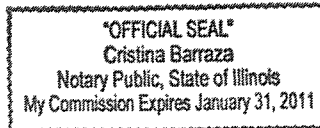
  
Complainant's signature

Street 1630 W. 33rd Place

City, state, zip code Chicago, Illinois 60608-6202

Subscribed to and sworn before me  
this 7th day  
of October, 2008

  
Cristina Barraza  
Notary Public



My commission expires: Jan 31 2011

CERTIFICATE OF SERVICE

I, the undersigned, on oath or affirmation, state that on (month, day, year)  
October 7, 2008 I served the attached notice and  
Response to Motion to Dismiss to Respondent's attorney

certified mail (attach copy of receipt if available, otherwise you must  
file receipt later with Clerk)

registered mail (attach copy of receipt if available, otherwise  
you must file receipt later with Clerk)

messenger service (attach copy of receipt if available, otherwise you  
must file receipt later with Clerk)

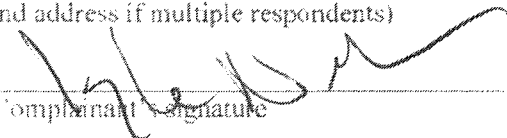
personal service (attach affidavit if available, otherwise you  
must file affidavit later with Clerk)

to the address below.

Name James M. Knox, Attorney for the Respondent

Street Chestnut Tower, 121 W. Chestnut, #3104

City, state, zip code Chicago, Illinois 60610  
(list each respondent's name and address if multiple respondents)

  
Complainant Signature

Street 1630 W. 33rd Place

City, state, zip code Chicago, Illinois 60608-6202

Subscribed to and sworn before me

this 7th day  
of October, 2008

  
Notary Public

My commission expires Jan 31, 2011

