

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

WAUCONDA COMMUNITY UNIT)	
SCHOOL DISTRICT #118,)	
<i>Petitioner,</i>)	
)	
v.)	PCB No. 08-39
)	(LUST Appeal)
ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY,)	
<i>Respondent.</i>)	

PETITIONER'S MOTION TO DISMISS THE APPEAL

Pursuant to Board Rule 105.108(e), 35 ILL. ADM. CODE § 105.108(e), and to the agreement of counsel, petitioner Wauconda Community Unit School District #118 ("Wauconda") by its attorneys in this regard, The Sharp Law Firm, P.C., moves for dismissal of the above-captioned appeal.

In support, Wauconda states that a miscellaneous plan was approved on February 4, 2009 allowing additional investigation, which will require a new Corrective Action Completion Report to be filed. Wauconda requests that this matter be dismissed without prejudice.

March 31, 2009

WAUCONDA COMMUNITY UNIT
SCHOOL DISTRICT #118

By: 
One of its Attorneys

John T. Hundley
Mandy L. Combs
THE SHARP LAW FIRM, P.C.
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Counsel for Petitioner Wauconda Community Unit School District #118

CERTIFICATE OF SERVICE

I, the undersigned attorney at law, hereby certify that I served the foregoing document upon all persons entitled to same by causing copies to be deposited in the United States Post Office mailbox at 14th and Main Streets, Mt. Vernon, IL, before 6:00 p.m. this date, in envelopes with proper first- class postage affixed, addressed as follows:

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

James G. Richardson, Esq.
Illinois Environmental Protection Agency
1021 N. Grand Ave. East
Springfield, IL 62702

Hon. Bradley P. Halloran
Hearing Officer
Illinois Pollution Control Board
James R. Thompson Center, Suite 11-500
100 W. Randolph Street
Chicago, IL 60601

March 31, 2009



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MandyCombs/USI/Wauconda/Mtn Dismiss.doc.