

**BEFORE THE ILLINOIS POLLUTION CONTROL BOARD**

WASTE MANAGEMENT OF ILLINOIS, INC.,	)	
and KENDALL LAND and CATTLE, L.L.C.	)	
	)	
Petitioners,	)	No. PCB 09-43
	)	
vs.	)	(Pollution Control Facility
	)	Siting Appeal)
	)	
COUNTY BOARD OF KENDALL COUNTY,	)	
ILLINOIS,	)	
	)	
Respondent.	)	

**NOTICE OF FILING**

TO: See Attached Service List

PLEASE TAKE NOTICE that on August 7, 2009, we filed with the Illinois Pollution Control Board, via electronic filing, **PETITIONERS' MOTION TO DISMISS WITH PREJUDICE** in the above entitled matter, which is attached hereto and herewith served upon you.

WASTE MANAGEMENT OF ILLINOIS, INC. and  
KENDALL LAND and CATTLE, L.L.C.

By: /s/Donald J. Moran  
One of Their Attorneys

Donald J. Moran  
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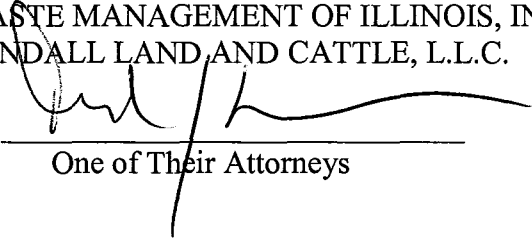
**MOTION TO DISMISS WITH PREJUDICE**

Petitioner, WASTE MANAGEMENT OF ILLINOIS, INC. ("WMII") and KENDALL LAND AND CATTLE, L.L.C. ("KLC"), by and through their attorneys, PEDERSEN & HOUP, P.C., hereby move to dismiss with prejudice their Petition For Hearing To Contest Site Location Denial against Respondent, COUNTY BOARD OF KENDALL COUNTY, ILLINOIS, and in support thereof states that the parties have compromised and resolved the issues between them.

WHEREFORE, WMII and KLC respectfully request that the Illinois Pollution Control Board dismiss this matter with prejudice and without costs.

Respectfully Submitted,

WASTE MANAGEMENT OF ILLINOIS, INC.  
KENDALL LAND AND CATTLE, L.L.C.

By:   
One of Their Attorneys

Donald J. Moran  
PEDERSEN & HOUP, P.C.  
161 North Clark Street, Suite 3100  
Chicago, Illinois 60601  
(312) 641-6888

**CERTIFICATE OF SERVICE**

I, Donald J. Moran, an attorney, on oath certify that I caused to be served the foregoing, **PETITIONERS' MOTION TO DISMISS WITH PREJUDICE**, to be served upon the following parties listed below electronically on this 7th day of August, 2009.

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s/Donald J. Moran

Donald J. Moran