

ILLINOIS POLLUTION CONTROL BOARD  
April 5, 2012

ELMHURST MEMORIAL HEALTHCARE )  
and ELMHURST MEMORIAL HOSPITAL, )  
 )  
Complainants, )  
 )  
v. ) PCB 09-66  
 ) (Citizen's Enforcement – Land)  
CHEVRON U.S.A. INC. and TEXACO INC., )  
 )  
Respondents. )

ORDER OF THE BOARD (by J.A. Burke):

On March 6, 2009, Elmhurst Memorial Hospital (EMH) and Elmhurst Memorial Healthcare filed a complaint against Chevron U.S.A. Inc. On April 21, 2010, complainants filed an amended complaint which added Texaco Inc. (Texaco) as a respondent. The amended complaint concerns EMH's remediation of property that Texaco formerly owned and operated as a gas filling station located at 701 South Main Street, Lombard, DuPage County. The amended complaint alleges that respondents violated Sections 21(a) and 21(e) of the Illinois Environmental Protection Act (Act) (415 ILCS 5/21(a), 21(e) (2010)).

On March 29, 2012, complainants filed a motion for voluntary dismissal of the complaint with prejudice. In the motion, complainants state that they and the respondents "have settled all matters between them" regarding the amended complaint. Mot. at 1. Respondents agree with the motion and have agreed not to file a response to the motion. *Id.* The Board grants the motion, dismisses the case with prejudice, and closes the docket.

IT IS SO ORDERED.

I, John T. Therriault, Assistant Clerk of the Illinois Pollution Control Board, certify that the Board adopted the above order on April 5, 2012, by a vote of 5-0.



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John T. Therriault, Assistant Clerk  
Illinois Pollution Control Board