

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

THE PREMCOR REFINING)	
GROUP INC.,)	
)	
Petitioner,)	
)	
v.)	PCB No. 12-130
)	(Land)
ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY,)	
)	
Respondent.)	

NOTICE OF FILING

TO: Mr. John Therriault	Carol Webb, Esq.
Assistant Clerk of the Board	Hearing Officer
Illinois Pollution Control Board	Illinois Pollution Control Board
100 West Randolph Street	1021 North Grand Avenue East
Suite 11-500	Post Office Box 19274
Chicago, Illinois 60601	Springfield, Illinois 62794-9274
(VIA ELECTRONIC MAIL)	(VIA FIRST CLASS MAIL)

PLEASE TAKE NOTICE that I have today filed with the Office of the Clerk of the Illinois Pollution Control Board The Premcor Refining Group Inc.'s **MOTION TO WITHDRAW PETITION FOR REVIEW OF AGENCY DECISION REGARDING RESPONSE ACTION PLAN FOR GROUNDWATER INWARD GRADIENT CONTROL**, a copy of which is herewith served upon you.

Respectfully submitted,

THE PREMCOR REFINING GROUP INC.,
Petitioner,

Dated: July 20, 2012

By: /s/ Edward W. Dwyer
Edward W. Dwyer

Edward W. Dwyer
HODGE DWYER & DRIVER
3150 Roland Avenue
Post Office Box 5776
Springfield, Illinois 62705-5776
(217) 523-4900

CERTIFICATE OF SERVICE

I, Edward W. Dwyer, the undersigned, certify that I have served the attached
MOTION TO WITHDRAW PETITION FOR REVIEW OF AGENCY DECISION
REGARDING RESPONSE ACTION PLAN FOR GROUNDWATER INWARD
GRADIENT CONTROL upon:

Mr. John Therriault
Assistant Clerk of the Board
Illinois Pollution Control Board
100 West Randolph Street
Suite 11-500
Chicago, Illinois 60601

via electronic mail on July 20, 2012; and upon:

Carol Webb, Esq.
Hearing Officer
Illinois Pollution Control Board
1021 North Grand Avenue East
Post Office Box 19274
Springfield, Illinois 62794-9274

Division of Legal Counsel
Illinois Environmental Protection Agency
1021 North Grand Avenue East
P.O. Box 19276
Springfield, Illinois 62794-9276

James L. Morgan, Esq.
Office of the Attorney General
500 South Second Street
Springfield, Illinois 62706

by depositing said documents in the United States Mail in Springfield, Illinois, postage
prepaid, on July 20, 2012.

/s/ Edward W. Dwyer

Edward W. Dwyer

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**MOTION TO WITHDRAW PETITION FOR
REVIEW OF AGENCY DECISION REGARDING RESPONSE
ACTION PLAN FOR GROUNDWATER INWARD GRADIENT CONTROL**

NOW COMES Petitioner, THE PREMCOR REFINING GROUP INC.

("Petitioner" or "Premcor"), by and through its attorneys, HODGE DWYER & DRIVER, and hereby moves to withdraw its Petition for Review of Agency Decision regarding Response Action Plan for Groundwater Inward Gradient Control ("Petition"). In support of this Motion, Premcor states as follows:

1. On May 22, 2012 Premcor filed its Petition with the Illinois Pollution Control Board ("Board").
2. On June 21, 2012, the Board entered an Order requesting the parties to "provide evidence and argument, supported by legal citation, on the issue of the source of any Board jurisdiction of this matter."
3. On July 6, 2012, Premcor filed its Response to the Board's June 21, 2012 Order.
4. Pursuant to recent communications with legal counsel for the Office of the Attorney General of Illinois, Premcor hereby withdraws its Petition.

WHEREFORE, Petitioner, THE PREMCOR REFINING GROUP INC., for the above-reasons, requests that the Illinois Pollution Control Board grant this Motion to Dismiss and issue an Order finding THE PREMCOR REFINING GROUP INC.'s Petition for Review of Agency Decision regarding Response Action Plan for Groundwater Inward Gradient Control in this matter withdrawn as of the date of this Motion.

Respectfully submitted,

THE PREMCOR REFINING
GROUP INC.,
Petitioner,

By: /s/Edward W. Dwyer
Edward W. Dwyer

Date: July 20, 2012

Edward W. Dwyer, #6197577
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(217) 523-4900

PREM:005/Fil/PCB RCRA Permit Appeal/Motion to Withdraw