

ILLINOIS POLLUTION CONTROL BOARD
August 23, 2012

ROLF SCHILLING, PAM SCHILLING and)
SUZANNE VENTURA,)
)
Complainants,)
)
v.) PCB 10-100
) (Enforcement - Water)
GARY D. HILL, VILLA LAND TRUST and)
PRAIRIE LIVING WEST, LLC,)
)
Respondents.)

GARY D. HILL, and PRAIRIE LIVING)
WEST, LLC,)
)
Third-Party Complainants,)
)
v.) PCB 10-100
) (Enforcement - Water)
HORVE CONTRACTORS, INC.) (Third-Party Complaint)
)
Third-Party Respondent.)

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

On July 27, 2012, Rolf Schilling, Pam Schilling, and Suzanne Ventura (Complainants) filed a motion to voluntarily dismiss with prejudice their citizen complaint. The complaint alleges violations of the Environmental Protection Act (Act) and a National Pollutant Discharge Elimination System permit for the construction site known as the "Prairie Living West" project (project) located at 900/955 Villa Court, Carbondale, Jackson County.

In addition, on August 10, 2012, Gary D. Hill and Prairie Living West, LLC (Third-Party Complainants) filed a motion to voluntarily dismiss with prejudice the third-party complaint. The third-party complaint alleges that Horve Contractors, Inc., the general contractor for the project, violated sections of the Act.

According to the motions, the parties to each matter have settled and fully resolved the disputes raised in each respective complaint. Therefore, the Board grants the Complainants' and the Third-Party Complainants' motions for voluntary dismissal, dismisses both the complaint and third-party complaint 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 August 23, 2012 by a vote of 5-0.

A handwritten signature in black ink that reads "John T. Therriault". The signature is written in a cursive style with a long horizontal flourish at the end.

John T. Therriault, Assistant Clerk
Illinois Pollution Control Board