

**BEFORE THE ILLINOIS POLLUTION CONTROL BOARD**

<b>GRAND TOWER ENERGY CENTER, LLC,</b>	)	
	)	
	)	
	)	
<b>Petitioner,</b>	)	
	)	
<b>v.</b>	)	<b>PCB 09-101</b>
	)	<b>(Permit Appeal – Air)</b>
	)	
<b>ILLINOIS ENVIRONMENTAL</b>	)	
<b>PROTECTION AGENCY,</b>	)	
	)	
<b>Respondent.</b>	)	

**NOTICE OF FILING**

TO:

Bradley P. Halloran, Hearing Officer  
Illinois Pollution Control Board  
James R. Thompson Ctr., Ste 11-500  
100 West Randolph  
Chicago, Illinois 60601

John T. Therriault, Assistant Clerk  
Illinois Pollution Control Board  
James R. Thompson Ctr., Ste 11-500  
100 West Randolph  
Chicago, Illinois 60601

Sally Carter  
Illinois Environmental Protection Agency  
1021 North Grand Avenue, East  
P.O. Box 19276  
Springfield, Illinois 62794-9276


Jane E. McBride  
Sr. Assistant Attorney General  
Environmental Bureau  
500 South Second Street  
Springfield, Illinois 62706

Joshua P. More  
Schiff Hardin LLP  
233 South Wacker Drive  
Suite 6600  
Chicago, Illinois 60606

PLEASE TAKE NOTICE that I have today filed with the Office of the Clerk of the Pollution Control Board **PETITIONER’S MOTION TO DISMISS**, copies which are herewith served upon you.

Dated: August 11, 2014

McDERMOTT WILL & EMERY LLP

By: 

MARK A. BILUT  
227 West Monroe Street, Suite 4700  
Chicago, Illinois 60606  
Phone: (312) 372-2000  
Fax: (312) 984-7700

*Attorney for Petitioner*

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<b>ILLINOIS ENVIRONMENTAL</b>	)	
<b>PROTECTION AGENCY,</b>	)	
	)	
<b>Respondent.</b>	)	

**PETITIONER’S MOTION TO DISMISS**

NOW COMES Petitioner, GRAND TOWER ENERGY CENTER, LLC, by and through its attorneys, McDERMOTT WILL & EMERY LLP, and asks the Board, pursuant to Section 101.500 of the Board’s Procedural Rules, to dismiss this Clean Air Act Permit Program (“CAAPP”) permit appeal, stating as follows:

1. During the pendency of this CAAPP permit appeal, the Respondent issued the Petitioner a revised CAAPP permit.
2. As a result, the Petitioner no longer seeks to appeal the Respondent’s CAAPP permit decision at issue in this proceeding.

WHEREFORE, the Petitioner prays for an order dismissing this appeal and closing the docket.

Respectfully submitted,

GRAND TOWER ENERGY CENTER, LLC

By:



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One of Its Attorneys

Dated: August 11, 2014

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**CERTIFICATE OF SERVICE**

I, the undersigned, certify that on this 11th day of August, 2014, I have served electronically the attached **MOTION TO DISMISS**, upon the following persons:

John T. Therriault, Clerk  
Illinois Pollution Control Board  
James R. Thompson Center, Suite 11-500  
100 West Randolph  
Chicago, Illinois 60601


And by U.S. Mail upon the following:

Sally Carter  
Division of Legal Counsel  
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