

BEFORE THE POLLUTION CONTROL BOARD  
OF THE STATE OF ILLINOIS

BIGGS BROTHERS SERVICE CO.,)  
    Petitioner,                     )  
    v.                                 )     PCB 2015-21  
  )     (LUST Permit Appeal)  
ILLINOIS ENVIRONMENTAL     )  
PROTECTION AGENCY,         )  
    Respondent.                 )

**NOTICE OF FILING AND PROOF OF SERVICE**

To:     Carol Webb, Hearing Officer                     Melanie Jarvis  
          Illinois Pollution Control Board             Illinois Environmental Protection Agency  
          1021 North Grand Avenue East             1021 North Grand Avenue East  
          P.O. Box 19274                                 P.O. Box 19276  
          Springfield, IL 62794-9274                 Springfield, IL 62794-9276

John T. Therriault, Clerk  
Illinois Pollution Control Board  
100 West Randolph Street  
State of Illinois Building, Suite 11-500  
Chicago, IL 60601

PLEASE TAKE NOTICE that I have today electronically filed with the Office of the Clerk of the Illinois Pollution Control Board, pursuant to Board Procedural Rule 101.302 (d), PETITIONER'S MOTION TO DISMISS, a copy of which is herewith served upon the attorneys of record in this cause.

The undersigned hereby certifies that a true and correct copy of this Notice of Filing, together with a copy of the document described above, were today served upon counsel of record of all parties to this cause by enclosing same in envelopes addressed to such attorneys with postage fully prepaid, and by depositing said envelopes in a U.S. Post Office Mailbox in Springfield, Illinois on the 6<sup>th</sup> day of August, 2015.

Respectfully submitted,  
Biggs Brothers Service Co., Petitioner

BY:     LAW OFFICE OF PATRICK D. SHAW

BY:     /s/ Patrick D. Shaw

Patrick D. Shaw  
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Telephone: 217/299-8484

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Petitioner,	)	
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	)	
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**PETITIONER’S MOTION TO DISMISS**

NOW COMES Petitioner, Biggs Brothers Service Co., by its undersigned attorney, pursuant to Section 101.500 of the Board’s Procedural Rules and asks the Board to dismiss this UST appeal, stating as follows:

1. During the pendency of this UST appeal, the parties have been able to resolve their disagreements.
2. Accordingly, Petitioner no longer seeks to appeal the Respondent’s UST decision.

WHEREFORE, Petitioner prays for an Order from the Board dismissing this matter and closing the docket.

BIGGS BROTHERS SERVICE CO.,  
Petitioner

By its attorney,  
LAW OFFICE OF PATRICK D. SHAW

By: /s/ Patrick D. Shaw

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