

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

WABASH VALLEY POWER)
ASSOCIATION,)
)
Petitioner,)
)
v.) PCB 16-011
) (Permit Appeal – Air)
)
ILLINOIS ENVIRONMENTAL PROTECTION)
AGENCY,)
)
Respondent.)

NOTICE OF ELECTRONIC FILING

John Therriault, Assistant Clerk
Illinois Pollution Control Board
James R. Thompson Center
100 West Randolph, Suite 11-500
Chicago, Illinois 60601
john.therriault@illinois.gov

And Persons Listed on the Attached
Certificate of Service

PLEASE TAKE NOTICE that we have today electronically filed with the Office of the Clerk of the Pollution Control Board, a **MOTION FOR VOLUNTARY DISMISSAL**, copies of which have been served on the persons identified on the Certificate of Service.

Dated June 22, 2016

/s/ Thomas W. Dimond
Thomas W. Dimond

Thomas W. Dimond
Ice Miller LLP
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Chicago, IL 60606
(312) 726-7125

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

WABASH VALLEY POWER ASSOCIATION,)	
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Petitioner,)	
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v.)	PCB 16-011
)	(Permit Appeal – Air)
)	
ILLINOIS ENVIRONMENTAL PROTECTION AGENCY,)	
)	
Respondent.)	

MOTION FOR VOLUNTARY DISMISSAL

Petitioner, Wabash Valley Power Association (“Petitioner” or “WVPA”), pursuant to 35 Ill. Admin. Code §101.500, hereby moves the Illinois Pollution Control Board (the "Board") to dismiss this action. In support of this motion, Petitioner states as follows:

1. On July 15, 2015, WVPA filed a Petition for Review of CAAPP Permit and Request for Partial Stay (the “Petition”) requesting review of the Clean Air Act Permit Program (“CAAPP”) permit issued to WVPA by the Illinois Environmental Protection Agency (“Agency”) on June 12, 2015 (the “CAAPP Permit”).
2. On July 23, 2015 and August 6, 2015, the Board entered orders accepting the Petition for hearing and granting WVPA’s request for partial stay, respectively.
3. Subsequently, WVPA and the Agency have engaged in negotiations and resolved the issues raised in the Petition. Pursuant to the resolution, WVPA submitted an application to modify the CAAPP Permit and the Agency issued a revised permit to WVPA on June 3, 2016.
4. WVPA requests that the Board dismiss this matter and close the docket.
5. Counsel for the Agency does not object to this motion.

WHEREFORE, Petitioner, Wabash Valley Power Association, requests that the Board dismiss this action and close the docket.

Respectfully submitted,

WABASH VALLEY POWER ASSOCIATION

Dated June 22, 2016

By: /s/ Thomas W. Dimond
One of Its Attorneys

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Suite 3500
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CERTIFICATE OF SERVICE

I, the undersigned, certify that on June 22, 2016, I have served the attached **MOTION FOR VOLUNTARY DISMISSAL** by electronic mail and First Class U.S. Mail upon the following persons:

Carol Webb
Hearing Officer
Illinois Pollution Control Board
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/s/ Thomas W. Dimond
Thomas W. Dimond