Electronic Filing: Received, Clerk's Office 3/22/2017

BEFORE THE POLLUTION CONTROL BOARD OF THE STATE OF ILLINOIS

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)	PCB 2017-005
)	(LUST Permit Appeal)
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NOTICE OF FILING AND PROOF OF SERVICE

TO: Carol Webb, Hearing Officer Illinois Pollution Control Board 1021 N. Grand Avenue East P.O. Box 19274 Springfield, IL 62794-9274 (carol.webb@illinois.gov) Melanie Jarvis Division of Legal Counsel 1021 North Grand Avenue East P.O. Box 19276 Springfield, IL 62794-9276 (melanie.jarvis@illinois.gov)

PLEASE TAKE NOTICE that I have today electronically filed with the Office of the Clerk of the Illinois Pollution Control Board, PETITIONER'S MOTION TO DISMISS, copies of which are herewith served upon the above persons.

The undersigned hereby certifies that a true and correct copy of this Notice of Filing, together with a copy of the documents described above, were today served upon the Hearing Officer and Division of Legal Counsel by electronic-mail, this 22ND day of March, 2017.

METAL PROPERTIES, LLC

BY: LAW OFFICE OF PATRICK D. SHAW

BY: /s/ Patrick D. Shaw

Patrick D. Shaw Law Office of Patrick D. Shaw 80 Bellerive Road Springfield, IL 62704 217-299-8484

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BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

METAL PROPERTIES, LLC,) Petitioner,) v.) PCB (LUX) ILLINOIS ENVIRONMENTAL) PROTECTION AGENCY,) Respondent.)

PCB 2017-005 (LUST Permit Appeal)

PETITIONER'S MOTION TO DISMISS

NOW COMES Petitioner, METAL PROPERTIES, LLC, by its undersigned counsel,

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.

METAL PROPERTIES, LLC

- BY: LAW OFFICE OF PATRICK D. SHAW
- BY: /s/ Patrick D. Shaw

Patrick D. Shaw Law Office of Patrick D. Shaw 80 Bellerive Road Springfield, IL 62704 217-299-8484

THIS FILING IS SUBMITTED ON RECYCLED PAPER