

**BEFORE THE
ILLINOIS POLLUTION CONTROL BOARD**

Ron Bright, Petitioner,

v.

PCB No. 16-88

Illinois Environmental Protection Agency,
Respondent.

(Permit Appeal – Land)

**MOTION TO VOLUNTARILY DISMISS APPEAL FROM FINAL
AGENCY DECISION DENYING APPLICATION TO
RE-CLASSIFY A SPECIAL WASTE**


NOW COMES Ron Bright, Petitioner, by his undersigned attorneys, and Moves to Voluntarily Dismiss the instant Permit Appeal, and in support thereof states as follows:

1. Negotiations between the parties hereto resulted in a resolution of the matter which effectively reclassified the subject miscellaneous fill material in a manner satisfactory to both Petitioner and Respondent. Such resolution facilitated the removal of the material to a landfill.
2. Petitioner and Respondent agree that the said miscellaneous fill material has now been fully removed from the quarry site to a licensed landfill in accordance with applicable law.
3. In light of the foregoing, there is now no purpose in continuing with the instant Appeal.
4. Respondent's attorney of record in this cause, Raymond J. Callery, Assistant Attorney General, concurs with the foregoing statements and has authorized the undersigned to so state.

WHEREFORE, Petitioner prays that this matter be dismissed.

Respectfully submitted,

Ron Bright, Petitioner


By: 
Thomas J. Immel, his Attorney
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Certificate of Service

The undersigned attorney of ~~Feldman/Wasser~~ hereby certifies that the foregoing Motion to Voluntarily Dismiss Appeal From Final Agency Decision Denying Application To Re-Classify A Special Waste was electronically served upon each of the entities hereinafter set forth on April 12, 2017:

Illinois Pollution Control Board, Clerk [Via Electronic Filing]
State of Illinois Center
100 West Randolph, Suite 11-500
Chicago, Illinois 60601

Raymond J. Callery, Environmental Bureau [Via Email]
Office of the Attorney General
500 South 2nd Street
Springfield, IL 62706


Thomas J. Immel