## Electronic Filing: Received, Clerk's Office 4/27/2018

### BEFORE THE POLLUTION CONTROL BOARD OF THE STATE OF ILLINOIS

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)	PCB: 2018-079
)	(LUST Permit Appeal)
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#### **NOTICE OF FILING AND PROOF OF SERVICE**

To: Don Brown Illinois Pollution Control Board 100 West Randolph Street State of Illinois Building, Suite 11-500 Chicago, IL 60601

Division of Legal Counsel Illinois Environmental Protection Agency 1021 North Grand Avenue East P.O. Box 19276 Springfield, IL 62794-9276

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), a MOTION TO CONSOLIDATE 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 27<sup>th</sup> day of April, 2018.

Respectfully submitted, YONGXIN ENTERPRISES, INC., Petitioner,

- 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 pdshaw11aw@gmail.com

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### BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

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### MOTION TO CONSOLIDATE

NOW COMES Petitioner, YONGXIN ENTERPRISES, INC., pursuant to Section

101.406 of the Board's Procedural Rules (35 Ill. Adm. Code 101.406), and moves for this case to

be consolidated with Yongxin Enterprises v. IEPA, PCB 2018-009. The parties, the leaking UST

site, and the burden of proof are the same in both appeals, and consolidating the appeals "is in the

interest of convenient, expeditious, and complete determination of claims" and "would not cause

material prejudice to any party." (Gautschy's Corner v. IEPA, PCB 2018-56 (Feb. 8, 2018))

YONGXIN ENTERPRISES, INC., Petitioner

By its attorneys, LAW OFFICE OF PATRICK D. SHAW

By: /s/ Patrick D. Shaw

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