

**BEFORE THE ILLINOIS POLLUTION CONTROL BOARD**

C&F PACKING COMPANY, INC., an	)	
Illinois corporation,	)	
	)	
Petitioner,	)	
	)	PCB 06-053
v.	)	(Water-Variance)
	)	
ILLINOIS ENVIRONMENTAL	)	
PROTECTION AGENCY and LAKE	)	
COUNTY,	)	
	)	
Respondents.	)	

**NOTICE OF FILING**

TO: All counsel of record.

PLEASE TAKE NOTICE that on the 22<sup>nd</sup> day of December 2005, we have electronically filed with the Illinois Pollution Control Board, **MOTION TO CANCEL HEARING**, a copy of which is hereby served upon you.

Dated: December 22, 2005

Respectfully submitted,

**C&F PACKING COMPANY, INC.**

By:

/s/ Matthew E. Cohn

One of its Attorneys

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Matthew E. Cohn  
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PROTECTION AGENCY and LAKE	)	
COUNTY,	)	
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**MOTION TO CANCEL HEARING**

By the agreement of C&F Packing Company, Inc., the Illinois Environmental Protection Agency, and Lake County (the "Parties"), and as discussed during the telephonic status hearing held on December 22, 2005 at 10:00 a.m., the Parties move for Hearing Officer Bradley P. Halloran and the Board to cancel the hearing in the above-captioned matter which was to take place on January 4, 2006 at Village Hall, Council Chambers, 118 West Cook, Libertyville, Illinois.

Respectfully submitted,

/s/ Matthew E. Cohn  
Matthew E. Cohn

Dated: December 22, 2005  
Brett D. Heinrich  
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**CERTIFICATE OF SERVICE**

I, Matthew E. Cohn, an attorney, certify that on December 22, 2005, I served the foregoing **MOTION TO CANCEL HEARING** by causing true and correct copies of same to be sent as stated below:

**Via U.S. Mail**

Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board  
James R. Thompson Center  
100 West Randolph Street, Suite 11-500  
Chicago, IL 60601

**Via U.S. Mail**

Charles W. Gunnarson  
Illinois Environmental Protection Agency  
1021 North Grand Avenue East  
P. O. Box 19276  
Springfield, IL 62794-9276

**Via U.S. Mail**

Lake County Department of Public Works  
650 West Winchester Road  
Libertyville, IL 60048

**Via U.S. Mail**

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Civil Division  
Office of the State's Attorney of Lake County  
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**Via U.S. Mail**

Victor Filippini, Esq.  
Holland & Knight LLC  
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Chicago, IL 60603

**Via Facsimile and U.S. Mail**

Bradley P. Halloran, Hearing Officer  
Illinois Pollution Control Board  
James R. Thompson Center, Suite 11-500  
100 West Randolph Street  
Chicago, IL 60601  
Fax: (312) 814-3669

/s/ Matthew E. Cohn

Matthew E. Cohn