

ORIGINAL

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

RECEIVED
CLERK'S OFFICE

NOV 03 2006

STATE OF ILLINOIS
Pollution Control Board

CITY OF CHICAGO DEPARTMENT)
OF ENVIRONMENT,)
)
Complainant,)
)
v.)
)
MR. BULT'S, INC.,)
)
Respondent.)

AC 07-13

**MOTION TO DISMISS
ADMINISTRATIVE CITATION**

NOW COMES the Complainant, the City of Chicago Department of Environment ("CDOE"), by and through its attorney, Mara S. Georges, Corporation Counsel for the City of Chicago, pursuant to 35 Ill. Adm. Code 108.402, and respectfully states as follows:

(1) On September 6, 2006, CDOE issued an Administrative Citation to Respondent Mr. Bult's, Inc., based on an inspection conducted on July 17, 2006.

(2) CDOE was unable to achieve service of the Administrative Citation within the 60-day time limit.

(3) Because Mr. Bult's, Inc., was not timely served within 60 days as required by 415 ILCS 5/31.1(b), this Administrative Citation must be dismissed.

WHEREFORE, CDOE requests that the Illinois Pollution Control Board dismiss the pending action against Respondent Mr. Bult's, Inc.

DATED: 11/3/06

Respectfully submitted,

CHICAGO DEPARTMENT
OF ENVIRONMENT

Mara S. Georges
Corporation Counsel

Charles A. King
Assistant Corporation Counsel
Chicago Department of Law
30 N. LaSalle St., Suite 900
Chicago, Illinois 60602
(312) 742-0330

By: 
Assistant Corporation Counsel