

**BEFORE THE ILLINOIS POLLUTION CONTROL BOARD**

County of Ogle, )  
 )  
 Complainant, )  
 )  
 v. ) AC# 06-53  
 )  
 George C. Heal )  
 )  
 Respondent. )

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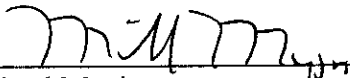
NOV 22 2006

STATE OF ILLINOIS  
Pollution Control Board

**NOTICE OF FILING**

TO: Attorney Dennis Hewitt  
1124 Lincoln Highway  
Rochelle, IL 61060

PLEASE TAKE NOTICE that I have filed with the Office of the Clerk of the Illinois Pollution Control Board a Motion to Dismiss, a copy of which is herewith served upon you.

  
\_\_\_\_\_  
Michael Myzia  
Ogle County Assistant State's Attorney

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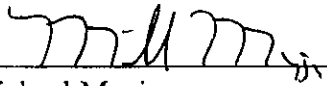
STATE OF ILLINOIS  
Pollution Control Board

MOTION TO DISMISS

NOW COMES Complainant, County of Ogle, to move to dismiss this action in its entirety based on the criminalization of the fact pattern that gave rise to the instant administrative citation. Respondent, George C. Heal pled guilty in Ogle County criminal case 2006CM614 on November 2, 2006. As part of the plea agreement in that criminal case, the Complainant is moving to dismiss this administrative citation in full.

Respectfully submitted,

DATED: November 17, 2006

  
\_\_\_\_\_  
Michael Myzia  
Ogle County Assistant State's Attorney

Michael Myzia  
Assistant State's Attorney  
P.O. Box 395  
Oregon, IL 61061  
(815) 732-1170

**ATTORNEY'S CERTIFICATE OF SERVICE**

The undersigned, being first duly sworn on oath, depose and say that I am an attorney and served the foregoing instruments upon the within named:

**RECEIVED**  
CLERK'S OFFICE

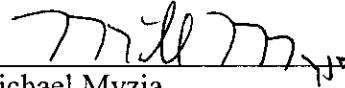
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Attorney Dennis Hewitt  
1124 Lincoln Highway  
Rochelle, IL 61060

Dorothy M. Gunn, Clerk of the Board  
Illinois Pollution Control Board  
100 W. Randolph, Suite 11-500  
Chicago, Illinois 60601

STATE OF ILLINOIS  
Pollution Control Board

by sealing a true and correct copy of the same in an envelope, addressed as shown above, with sufficient United State postage and by depositing said envelope, so sealed and stamped, in the United States Mail in Oregon, Illinois on the 17<sup>th</sup> day of November, 2006.



Michael Myzia  
Assistant State's Attorney

Ogle County State's Attorney's Office  
ASA Michael Myzia  
P.O. Box 395  
Oregon, IL 61061