

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

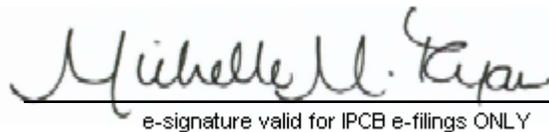
ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY,)	
)	
Complainant,)	AC 07-04
)	
v.)	(IEPA No. 139-06-AC)
)	
FRANK WILHELM,)	
)	
Respondent.)	

NOTICE OF FILING

To: Christine G. Zeman
Hodge Dwyer Zeman
3150 Roland Ave.
P.O. Box 5776
Springfield, IL 62705-5776

PLEASE TAKE NOTICE that on this date I electronically filed with the Clerk of the Pollution Control Board of the State of Illinois the following instrument(s) entitled MOTION TO WITHDRAW ADMINISTRATIVE CITATION.

Respectfully Submitted,



e-signature valid for IPCB e-filings ONLY

Michelle M. Ryan
Special Assistant Attorney General

Illinois Environmental Protection Agency
1021 North Grand Avenue East
P.O. Box 19276
Springfield, Illinois 62794-9276
(217) 782-5544

Dated: January 22, 2007

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY,)	
)	
Complainant,)	AC 07-04
)	
v.)	(IEPA No. 139-06-AC)
)	
FRANK WILHELM,)	
)	
Respondent.)	

MOTION TO WITHDRAW
ADMINISTRATIVE CITATION

NOW COMES the Complainant, the Illinois Environmental Protection Agency (“Illinois EPA”), by and through its attorney, Special Assistant Attorney General Michelle M. Ryan, pursuant to 35 Ill. Adm. Code 101.500, and respectfully states as follows:

(1) On July 25, 2006, Illinois EPA issued an Administrative Citation to Respondent Frank Wilhelm (“Respondent”), based on an inspection conducted on June 7, 2006.

(2) On September 1, 2006, Respondent filed a petition for review contesting this Administrative Citation.

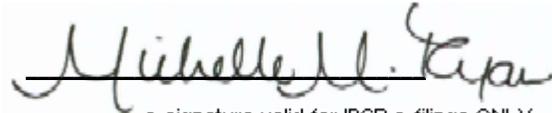
(3) Illinois EPA filed a return of service in this case signed by “F.W. Wilhelm,” later determined to be the brother of the named Respondent.

(4) In addition, facts and circumstances discovered since the filing of the Administrative Citation indicate that it is appropriate to withdraw this Administrative Citation at this time.

WHEREFORE, the Illinois Environmental Protection Agency requests that the Board dismiss the pending action against Respondent.

ILLINOIS ENVIRONMENTAL
PROTECTION AGENCY,
Complainant

DATED: January 22, 2007



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Special Assistant Attorney General

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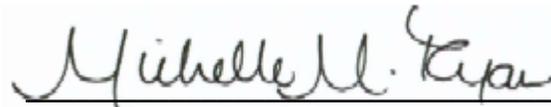
PROOF OF SERVICE

I hereby certify that I did on the 22nd day of January, 2007, send by U.S. Mail with postage thereon fully prepaid, by depositing in a United States Post Office Box a true and correct copy of the following instrument(s) entitled MOTION TO WITHDRAW ADMINISTRATIVE CITATION

To: Christine G. Zeman
Hodge Dwyer Zeman
3150 Roland Ave.
P.O. Box 5776
Springfield, IL 62705-5776

and an electronic copy of the same foregoing instrument on the same date via electronic filing

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



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Michelle M. Ryan
Special Assistant Attorney General

Illinois Environmental Protection Agency
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