

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

IN THE MATTER OF:)	
)	
)	No. PCB 07-10
CITGO PETROLEUM CORPORATION,)	
)	
Petitioner,)	
)	
vs.)	
)	
ILLINOIS ENVIRONMENTAL PROTECTION AGENCY,)	
)	
)	
Respondent.)	

NOTICE OF MOTION

To:

Dorothy Gunn, Clerk Illinois Pollution Control Board 100 West Randolph Street Suite 11-500 Chicago, Illinois 60601	Bradley Halloran Hearing Officer Illinois Pollution Control Board 100 West Randolph, Suite 11-500 Chicago, Illinois 60601
James Day Office of General Counsel Illinois Environmental Protection Agency 1021 N. Grand Ave. East P.O. Box 19274 Springfield, IL 62794-9274	

Please take notice that on July 5, 2007, we filed with the Office of the Clerk of the Illinois Pollution Control Board via electronic mail the attached **MOTION TO VOLUNTARILY WITHDRAW PETITION FOR HEARING TO REVIEW NPDES PERMIT REISSUANCE**, a copy of which is served upon you.

CITGO PETROLEUM CORPORATION

By: 
One of Its Attorneys

Jeffrey C. Fort
 Elizabeth A. Leifel
 Sonnenschein Nath & Rosenthal LLP
 7800 Sears Tower
 233 S. Wacker Drive
 Chicago, IL 60606-6404

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IN THE MATTER OF:

CITGO PETROLEUM CORPORATION,)	
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Petitioner,)	
)	No. PCB 07-10
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**PETITIONER’S MOTION TO VOLUNTARILY WITHDRAW
ITS PETITION FOR HEARING TO REVIEW NPDES PERMIT REISSUANCE**

NOW COMES Petitioner, CITGO Petroleum Corporation (“CITGO”), by and through its attorneys, Jeffrey C. Fort, Elizabeth A. Leifel, and Sonnenschein Nath & Rosenthal LLP, and pursuant to 35 Ill. Admin. Code 101.500, states as follows:

1. On August 14, 2006, CITGO filed a petition for a hearing (the “Petition”) to review certain provisions of NPDES permit No. IL0001589, reissued to CITGO’s Lemont Refinery on July 28, 2006.
2. On June 22, 2007, the Illinois Environmental Protection Agency (“IEPA”) issued a Final Modified NPDES Permit (the “Permit”) to the Lemont Refinery.
3. The Permit reflects the agreements between CITGO and the IEPA resolving the issues raised in the Petition.
4. Based on these facts and circumstances, CITGO has determined that it is appropriate to withdraw the Petition.

WHEREFORE, for all of the foregoing reasons, CITGO respectfully requests that the Board grant its Motion to Withdraw its Petition for Hearing to Review Reissued NPDES Permit and to enter an Order dismissing the Petition with prejudice.

Dated July 5, 2007

Respectfully submitted,

CITGO PETROLEUM CORPORATION

By: *Elizabeth A. Leifel*
One of its Attorneys

Jeffrey C. Fort
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CERTIFICATE OF SERVICE

The undersigned, an attorney, certify that I have served upon the individuals named on the attached Notice of Motion true and correct copies of CITGO'S **MOTION TO VOLUNTARILY WITHDRAW PETITION FOR HEARING TO REVIEW NPDES PERMIT REISSUANCE**, via First Class Mail, postage prepaid on July 5, 2007.

Elizabeth Sigel