BEFORE THE POLLUTION CONTROL BOARD
OF THE STATE OF ILLINOIS

OI III			RECEIVED CLERK'S OFFICE
MIDWEST PETROLEUM COMPANY,)		AUG U 2 2007
Petitioner,)	PCB No. 06-153	STATE OF ILLINOIS Pollution Control Board
vs.)	(UST Appeal)	
ILLINOIS ENVIRONMENTAL PROTECTION AGENCY,)))		
Respondent.)		

NOTICE

Dorothy M. Gunn, Clerk Illinois Pollution Control Board State of Illinois Center 100 West Randolph Street Suite 11-500 Chicago, IL 60601 James G. Richardson Special Assistant Attorney General Division of Legal Counsel 1021 North Grand Avenue, East P.O. Box 19276 Springfield, IL 62794-9276

Carol Webb Hearing Officer Illinois Pollution Control Board 1021 North Grand Avenue East P.O. Box 19274 Springfield, IL 62796-9274

PLEASE TAKE NOTICE that I have today filed with the office of the Clerk of the Pollution Control Board a Motion for Voluntary Dismissal, a copy of which is herewith served upon you.

Curtis W. Martin, Attorney for

Midwest Petroleum Company, Petitioner

Curtis W. Martin IL ARDC No. 06201592 SHAW & MARTIN, P.C. Attorneys at Law 117 N. 10th Street, Suite 200 P.O. Box 1789 Mt. Vernon, Illinois 62864 Telephone (618) 244-1788

BEFORE THE POLLUTION CONTROL BOARD OF THE STATE OF ILLINOIS

MIDWEST PETROLEUM COMPANY,)	CLERK'S OFFICE
Petitioner,)	AUG U 2 2007
vs.)))	STATE OF ILLINOIS PCB No. 06-153 Pollution Control Board (UST Appeal)
ILLINOIS ENVIRONMENTAL PROTECTION AGENCY,)	
Respondent.	Ć	

MOTION FOR VOLUNTARY DISMISSAL

NOW COMES the Petitioner, Midwest Petroleum Company, by one of its attorneys, Curtis W. Martin of Shaw & Martin, P.C., and moves to voluntarily dismiss its Petition for Review of Final Agency Leaking Underground Storage Tank Decisions.

WHEREFORE, Petitioner, Midwest Petroleum Company, prays that the Petition for Review of Final Agency Leaking Underground Storage Tank Decision be dismissed.

SHAW & MARTIN, P.C.

By

Curtis W. Martin, Attorney for Midwest Petroleum Company,

Petitioner

Curtis W. Martin IL ARDC No. 06201592 SHAW & MARTIN, P.C. Attorneys at Law 117 N. 10th Street, Suite 200 P.O. Box 1789 Mt. Vernon, Illinois 62864 Telephone (618) 244-1788

CERTIFICATE OF SERVICE

AUG 0 2 2007

STATE OF ILLINOIS

I, the undersigned attorney at law, hereby certify that on July tien control Board served true and correct copies of a Motion for Voluntary Dismissal, by placing true and correct copies in properly sealed and addressed envelopes and by depositing said sealed envelopes in a U.S. mail drop box located within Mt. Vernon, Illinois, with sufficient Certified Mail postage affixed thereto, upon the following named persons:

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

James G. Richardson Special Assistant Attorney General Division of Legal Counsel 1021 North Grand Avenue, East P.O. Box 19276 Springfield, IL 62794-9276

Carol Webb **Hearing Officer** Illinois Pollution Control Board 1021 North Grand Avenue East P.O. Box 19274 Springfield, IL 62796-9274

Curtis W. Martin Attorney for

Petitioner, Midwest Petroleum Company

SHAW & MARTIN, P.C.

ATTORNEYS

Robert E. Shaw

117 NORTH TENTH STREET - SUITE 200 PO. BOX 1789 MT. VERNON, ILLINOIS 62864 TELEPHONE: 618/244-1788 FAX: 618/244-2588

Curtis W. Martin

ORIGINAL

e-mail: shawmartin@mvn.net

July 31, 2007

CLERK'S OFFICE

AUG 0 2 2007

STATE OF ILLINOIS Pollution Control Board

Ms. Dorothy Gunn Clerk of Illinois Pollution Control Board State of Illinois Center 100 W. Randolph, Suite 11-500 Chicago, IL 60601

> Midwest Petroleum Company vs. Illinois Environmental RE: Protection Agency; PCB No. 06-153

Dear Ms. Gunn:

Enclosed are the original and one copy of a Motion for Voluntary Dismissal and Notice for filing in the above matter. Please return a file-marked copy to me in the enclosed self-addressed, stamped envelope. Thank you for your assistance in this matter.

Very truly yours,

Curtis W. Martin

CWM/cm **Enclosures**

cc:

Duane Doty James G. Richardson Carol Webb