

**Electronic Filing - Received, Clerk's Office, March 20, 2008**

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

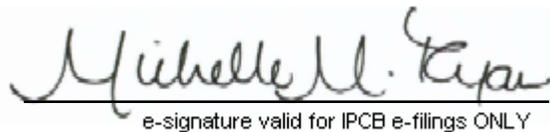
ILLINOIS ENVIRONMENTAL	)	
PROTECTION AGENCY,	)	
	)	
Complainant,	)	AC 07-16
	)	
v.	)	(IEPA No. 253-06-AC)
	)	
DENNIS BALLINGER,	)	
	)	
Respondent.	)	

**NOTICE OF FILING**

To: Charles Y. Davis  
Brown, Hay & Stephens, LLP  
700 First Mercantile Bank Building  
205 South Fifth Street  
Springfield, Illinois 62705

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: March 20, 2008

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BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

ILLINOIS ENVIRONMENTAL	)	
PROTECTION AGENCY,	)	
	)	
Complainant,	)	AC 07-16
	)	
v.	)	(IEPA No. 253-06-AC)
	)	
DENNIS BALLINGER,	)	
	)	
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 September 15, 2006, Illinois EPA issued an Administrative Citation to Respondent Dennis Ballinger (“Respondent”), based on an inspection conducted on August 8, 2006.

(2) On or about October 12, 2006, Respondent filed a petition for review contesting this Administrative Citation.

(3) During the pendency of this Administrative Citation, the City of Paris commenced condemnation proceedings against the property that is the subject of this Administrative Citation in Edgar County, No. 07-MR-14.

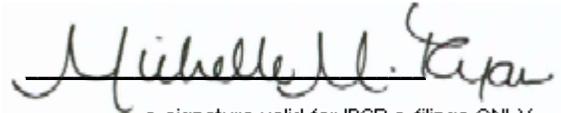
(4) Additional facts and circumstances discovered since the filing of the Administrative Citation indicate that it is appropriate to withdraw this Administrative Citation at this time.

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

ILLINOIS ENVIRONMENTAL  
PROTECTION AGENCY,  
Complainant

DATED: March 20, 2008



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Special Assistant Attorney General

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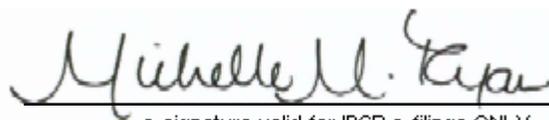
## PROOF OF SERVICE

I hereby certify that I did on the 20<sup>th</sup> day of March, 2008, 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: Charles Y. Davis  
Brown, Hay & Stephens, LLP  
700 First Mercantile Bank Building  
205 South Fifth Street  
Springfield, Illinois 62705

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

To: John Therriault, Acting 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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