



**CERTIFICATE OF SERVICE**

I, on oath state that I have served the attached *Motion for Voluntary Dismissal* by placing a copy in an enveloped addressed to:

Mr. James Richardson  
Illinois Environmental Protection Agency  
1021 North Grand Avenue East  
P.O. Box 19276  
Springfield, Illinois 62794-9276

Mr. Brad Halloran  
Illinois Pollution Control Board  
100 W. Randolph  
Suite 11-500  
Chicago, Illinois 60601

from Brown, Hay & Stephens, LLP, 205 S. Fifth Street, Ste. 700, Springfield, Illinois, before the hour of 5:00 p.m. on this 27th day of February, 2009.

Alison K Hayden

**BEFORE THE ILLINOIS POLLUTION CONTROL BOARD**

<b>JOYCE FARMS RECYCLING, INC.</b>	)	
	)	
<b>Petitioner,</b>	)	
	)	
<b>v.</b>	)	<b>PCB 07-15</b>
	)	<b>(Land-Permit Appeal)</b>
	)	
<b>ILLINOIS ENVIRONMENTAL</b>	)	
<b>PROTECTION AGENCY,</b>	)	
	)	
<b>Respondent.</b>	)	

**MOTION FOR VOLUNTARY DISMISSAL**

NOW COMES Petitioner, JOYCE FARMS RECYCLING, INC. (hereinafter "Joyce Farms"), by and through its attorneys, BROWN, HAY & STEPHENS, LLP, pursuant to 35 Ill. Adm. Code § 101.500, and moves the Illinois Pollution Control Board ("Board") to voluntarily dismiss this action. In support of this Motion, Petitioner states as follows:

1. On September 1, 2006, Joyce Farms filed a Petition for Review of Permit Number 2000-138-DE/OP which was issued on July 27, 2006 by the Illinois Environmental Protection Agency ("Agency") to Joyce Farms for continued operation of an existing landscape waste compost facility. In its Petition, Joyce Farms appealed the inclusion of permit conditions not required by the Illinois Environmental Protection Act ("Act") or its implementing regulations.

2. On August 28, 2008 following settlement negotiations between the parties, the Agency issued a revised permit, Modification No. 10. The Agency's revised permit included an incorrect Log Number and reference to an incorrect Log Number. A corrected permit was issued on February 25, 2009, and the existing permit term of five years with an expiration date of December 31, 2013, remains the same.

3. As all issues between the parties have been resolved, Petitioner request that the Board grant this Motion for Voluntary Dismissal and dismiss this appeal.

WHEREFORE, Petitioner, JOYCE FARMS RECYCLING, INC., respectfully requests that the Board enter an Order dismissing this action.

Respectfully submitted,

JOYCE FARMS RECYCLING, INC.,  
Petitioner,

By: Alison K. Hayden  
Alison K. Hayden,  
One of its Attorneys

**BROWN, HAY & STEPHENS, LLP**

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