

**BEFORE THE ILLINOIS POLLUTION CONTROL BOARD**

PEOPLE OF THE STATE OF ILLINOIS, )  
 )  
 Complainant, )  
 )  
 v. )  
 )  
 PROFESSIONAL SWINE MANAGEMENT, )  
 LLC, HILLTOP VIEW, LLC, WILDCAT )  
 FARMS, LLC, HIGH-POWER PORK, LLC, )  
 EAGLE POINT, LLC, LONE HOLLOW, )  
 LLC, TIMBERLINE, LLC, PRAIRIE STATE )  
 GILTS, LTD, NORTH FORK PORK, LLC, )  
 LITTLE TIMBER, LLC, TWIN VALLEY )  
 PUMPING, INC., )  
 Respondents. )

PCB. NO. 10-84  
(Enforcement)

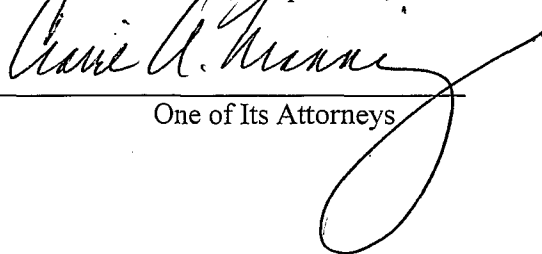
**NOTICE OF FILING**

TO: Mr. John T. Therriault Carol Webb, Esq.  
 Assistant Clerk of the Board Hearing Officer  
 Illinois Pollution Control Board Illinois Pollution Control Board  
 100 W. Randolph Street 1021 North Grand Avenue East  
 Suite 11-500 P.O. Box 19724  
 Chicago, IL 60601 Springfield, IL 62794-9276  
**(PLEASE SEE ATTACHED SERVICE LIST)**

PLEASE TAKE NOTICE that I have today filed with the Office of the Clerk of the Illinois Pollution Control Board the **MOTION TO WITHDRAW**, a copy of which is herewith served upon you.

Respectfully submitted,

**NORTH FORK PORK**, Respondent,

By:   
 One of Its Attorneys

**BROWN, HAY & STEPHENS, LLP**  
 Claire A. Manning  
 Registration No. 3124724  
 205 S. Fifth Street, Suite 700  
 Springfield, IL 62705-2459  
 (217) 544-8491  
[cmanning@bhslaw.com](mailto:cmanning@bhslaw.com)

**BEFORE THE ILLINOIS POLLUTION CONTROL BOARD**

PEOPLE OF THE STATE OF ILLINOIS,	)	
	)	
Complainant,	)	
	)	
v.	)	PCB. NO. 10-84
	)	(Enforcement)
	)	
PROFESSIONAL SWINE MANAGEMENT,	)	
LLC, HILLTOP VIEW, LLC, WILDCAT	)	
FARMS, LLC, HIGH-POWER PORK, LLC,	)	
EAGLE POINT, LLC, LONE HOLLOW,	)	
LLC, TIMBERLINE, LLC, PRAIRIE STATE	)	
GILTS, LTD, NORTH FORK PORK, LLC,	)	
LITTLE TIMBER, LLC, TWIN VALLEY	)	
PUMPING, INC.,	)	
	)	
Respondents.	)	

**MOTION TO WITHDRAW**

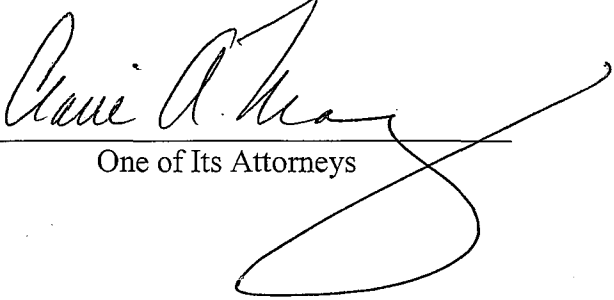
**NOW COMES** Respondents, NORTH FORK PORK, LLP (“North Fork”), by and through its counsel, Claire A. Manning, Brown Hay & Stephens, LLP, and hereby states as follows:

1. On December 3, 2010, North Fork filed a Motion for Partial Dismissal and/or Strike or Sever Claims in this matter.

2. As a result of an agreement North Fork has reached with the Complainant, which Agreement Complainant has agreed to separately file with the Illinois Pollution Control Board as a Stipulation and Proposed Settlement, and in the interests of judicial economy, Respondent North Fork hereby withdraws, without prejudice, the Motion For Partial Dismissal and/or Strike Or Severe Claims.

WHEREFORE, for the reasons set forth above, North Fork moves that its Motion for Partial Dismissal and/or Strike or Sever Claims be dismissed without prejudice.

**NORTH FORK PORK**, Respondent,

By:   
One of Its Attorneys

**BROWN, HAY & STEPHENS, LLP**

Claire A. Manning

Registration No. 3124724

205 S. Fifth Street, Suite 700

P.O. Box 2459

Springfield, IL 62705-2459

(217) 544-8491

[cmanning@bhslaw.com](mailto:cmanning@bhslaw.com)

**PROOF OF SERVICE**

Under penalties as provided by law pursuant to Section 1-109 of the Code of Civil Procedure, the undersigned certifies that service of the foregoing **Motion to Withdraw** was made by email to:

Mr. John T. Therriault  
Assistant Clerk of the Board  
Illinois Pollution Control Board  
100 W. Randolph Street  
Suite 11-500  
Chicago, IL 60601

and mailing a true and correct copy thereof in a sealed envelope, postage fully prepaid and addressed to:

Mr. John T. Therriault  
Assistant Clerk of the Board  
Illinois Pollution Control Board  
100 W. Randolph Street  
Suite 11-500  
Chicago, IL 60601

Fred C. Prillaman, Esq.  
Joel A. Benoit, Esq.  
Mohan, Alewelt, Prillaman & Adami  
First of America Center  
1 North Old State Capitol Plaza, Suite 325  
Springfield, IL 62701-1323

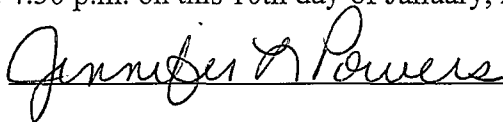
Jane E. McBride  
Assistant Attorney General  
Environmental Bureau  
500 South Second  
Springfield, IL 62706

Edward W. Dwyer  
Hodge Dwyer & Driver  
3150 Roland Avenue  
Springfield, IL 62705

Ms. Carol Webb  
Hearing Officer  
Illinois Pollution Control Board  
1021 North Grand Avenue East  
P.O. Box 19274  
Springfield, IL 62794-9274

Jennifer M. Martin  
Hodge Dwyer & Driver  
3150 Roland Avenue  
Springfield, IL 62705

by placing same in the United States Mail at 4:30 p.m. on this 10th day of January, 2011.



**BROWN, HAY & STEPHENS, LLP**  
Claire A. Manning  
Registration No. 3124724  
205 S. Fifth Street, Suite 700  
P.O. Box 2459  
Springfield, IL 62705-2459  
(217) 544-8491  
[cmanning@bhslaw.com](mailto:cmanning@bhslaw.com)

**CERTIFICATE OF SERVICE**

Under penalties as provided by law pursuant to Section 1-109 of the Code of Civil Procedure, the undersigned certifies that service of the foregoing **Motion for Partial Dismissal and/or Strike or Sever Claims** was made by email to:

Mr. John T. Therriault  
Assistant Clerk of the Board  
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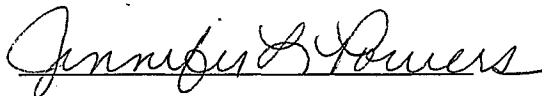
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