

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

ROLF SCHILLING, PAM SCHILLING and)
SUZZANE VENTURRA,)
)
Complainants,)
)
vs.)
)
GARY D. HILL, VILLA LAND TRUST , and)
PRAIRIE LIVING WEST, LLC,)
)
Respondents,)
)
AND)
)
GARY D. HILL and PRAIRIE LIVING WEST,)
LLC,)
)
Third-Party Complainants,)
)
vs.)
)
HORVE CONTRACTORS, INC.,)
)
Third-party Respondent.)

PCB. No. 10-100

RECEIVED
CLERK'S OFFICE

AUG 10 2012

STATE OF ILLINOIS
Pollution Control Board

ORIGINAL
RETURN TO CLERK'S OFFICE

NOTICE OF FILING

To:

Sorling, Northrup
Stephen F. Hedinger
1 North Old State Capitol Plaza
P.O. Box 5131
Springfield, IL 62705

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

Mr. Joel A. Benoit
Attorney at Law
Mohan, Alewelt, Prillaman & Adami
1 N. Old Capitol Plaza, Suite 325
Springfield, IL 62701

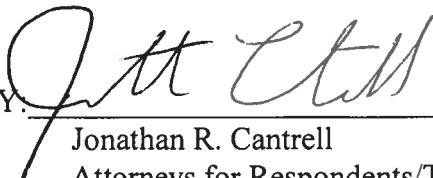
PLEASE TAKE NOTICE that on August 7, 2012, I filed with the Clerk of the Pollution Control Board of the State of Illinois, c/o John T. Therriault, Assistant Clerk, James R.

Thompson Center, 100 West Randolph St., Suite 11-500, Chicago, IL 60601, The Third-Party
Complainants' Motion for Voluntary Dismissal, a copy of which is attached hereto and herewith
served upon you.

Date: August 7, 2012.

Respectfully submitted,

WINTERS, BREWSTER, CROSBY and SCHAFER LLC

BY: 
Jonathan R. Cantrell
Attorneys for Respondents/Third Party
Complainants
ARDC No. 6296030

WINTERS, BREWSTER, CROSBY and SCHAFER LLC
111 West Main, P.O. Box 700
Marion, IL 62959
Phone: (618) 997-5611
Fax: (618) 997-6522
Email: jcantrell@winterslaw.com

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

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STATE OF ILLINOIS
Pollution Control Board

MOTION FOR VOLUNTARY DISMISSAL

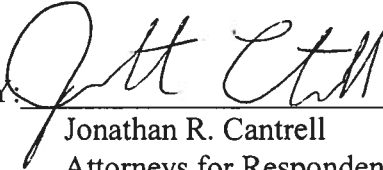
NOW COMES Third-Party Complainants, GARY D. HILL and PRAIRIE LIVING WEST, LLC, by and through their attorneys, Winters, Brewster, Crosby and Schafer LLC, and move this Board to dismiss this matter with prejudice. In support of this motion, Third-Party Complainants state as follows:

1. The parties to this matter have settled and fully resolved the disputes raised in this Third-Party Complaint, and Third-Party Complainants therefore request that this action be dismissed with prejudice.

WHEREFORE Third-Party Complainants, GARY D. HILL and PRAIRIE LIVING

WEST, LLC, request that this Board dismiss the Third-Party Amended Complaint filed and pending in this case with prejudice.

WINTERS, BREWSTER, CROSBY and SCHAFER LLC

BY: 
Jonathan R. Cantrell
Attorneys for Respondents/Third Party
Complainants
ARDC No. 6296030

WINTERS, BREWSTER, CROSBY and SCHAFER LLC
111 West Main, P.O. Box 700
Marion, IL 62959
Phone: (618) 997-5611
Fax: (618) 997-6522
Email: jcantrell@winterslaw.com

CERTIFICATE OF SERVICE

I hereby certify that I did on the 7th day of August, 2012, cause to be served by First Class Mail, with postage thereon fully prepaid, by depositing in a United States Post Office Box in Marion, Illinois, a true and correct copy of the Motion for Voluntary Dismissal and the attached Notice of Filing, upon the following persons:

Sorling, Northrup, Hanna,
Cullen, & Cochran, Ltd.
Mr. Stephen F. Hedinger
Suite 800 Illinois Building
P O Box 5131
Springfield, IL 62705

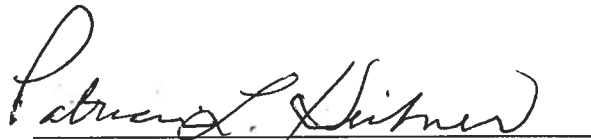
Ms. Carol Webb
Hearing Officer
Illinois Pollution Control Board
1021 North Grand Avenue East
P.O. Box 19274
Springfield, IL 62794-9274

Mr. Joel A. Benoit
Attorney at Law
Mohan, Alewelt, Prillaman & Adami
1 N. Old Capitol Plaza,
Suite 325
Springfield, IL 62701

The undersigned certifies that the original and four copies of the above and foregoing instrument was mailed by depositing the same in a U.S. Post Office Box in the City of Marion, Illinois, postage fully prepaid and addressed to:

Mr. John T. Therriault
Illinois Pollution Control Board
James R. Thompson Center
100 West Randolph, Suite 11-500
Chicago, IL 60601

Dated this 7th day of August, 2012.



Patricia L. Winter

WINTERS, BREWSTER, CROSBY and SCHAFER LLC
Attorneys at Law
111 West Main, P.O. Box 700
Marion, IL 62959
Phone: (618) 997-5611
Fax: (618) 997-6522

WINTERS, BREWSTER, CROSBY AND SCHAFFER LLC

ATTORNEYS AT LAW
111 West Main, P.O. Box 700
MARION, IL 62959

JOHN S. BREWSTER
THOMAS F. CROSBY
PAUL J. SCHAFFER

LINDA J. BRAME*
JONATHAN R. CANTRELL

CHARLES D. WINTERS (1917-1992)

TELEPHONE: (618) 997-5611

FAX: (618) 997-6522

* Also licensed in Missouri

August 7, 2012

E-MAIL: winlaw@winterslaw.com

Mr. John T. Therriault
Assistant Clerk of the Board
Illinois Pollution Control Board
James R. Thompson Center
100 West Randolph, Suite 11-500
Chicago, IL 60601

RECEIVED
CLERK'S OFFICE
AUG 10 2012
STATE OF ILLINOIS
Pollution Control Board

RE: Rolf Schilling, Pam Schilling and Suzanne Venture vs Gary D. Hill, Villa Land Trust, an Illinois Land Trust, and Prairie Living West, LLC
PCB. No. 2010-100
WBCS File No.: 10-185 JSB

Dear Mr. Therriault:

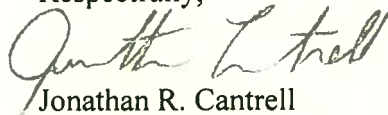
Please find enclosed find one (1) original and four(4) copies of the following documents to be filed in the above-referenced matter:

Notice of Filing; and
Motion For Voluntary Dismissal

Please return file-stamped copies of same to this office in the enclosed self-addressed, stamped envelope.

Thank you for your cooperation and should you have any questions, please do not hesitate to contact me.

Respectfully,



Jonathan R. Cantrell
Lead Counsel For Respondents
For the Firm

JRC:plh

cc: Carol Webb
Stephen Hedinger
Joel Benoit