

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

RECEIVED  
CLERK'S OFFICE  
JUN -2 2015  
STATE OF ILLINOIS  
Pollution Control Board

ILLINOIS ENVIRONMENTAL )  
PROTECTION AGENCY, )  
 )  
Complainant, )  
 )  
v. )  
 )  
JIM BARNES d/b/a BARNES TRUCKING )  
& EXCAVATION, )  
 )  
Respondent. )

AC 15-2  
(IEPA No. 163-14-AC)

 ORIGINAL

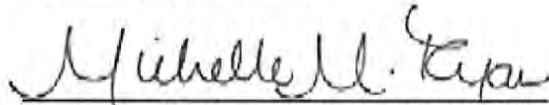
**NOTICE OF FILING**

To: Jim Barnes  
398 Illinois Street  
Marseilles, IL 61341

Bradley Halloran  
Illinois Pollution Control Board  
100 West Randolph Street, Ste. 11-500  
Chicago, IL 60601

PLEASE TAKE NOTICE that on this date I 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  
Assistant Counsel

Illinois Environmental Protection Agency  
1021 North Grand Avenue East  
P.O. Box 19276  
Springfield, Illinois 62794-9276  
(217) 782-5544

Dated: May 28, 2015

RECEIVED  
CLERK'S OFFICE

JUN - 2 2015

STATE OF ILLINOIS  
Pollution Control Board

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

ILLINOIS ENVIRONMENTAL	)	
PROTECTION AGENCY,	)	
	)	
Complainant,	)	AC 15-2
	)	
v.	)	(IEPA No. 163-14-AC)
	)	
JIM BARNES d/b/a BARNES TRUCKING	)	
& EXCAVATION,	)	
	)	
Respondent.	)	

COMPLAINANT'S MOTION TO  
WITHDRAW ADMINISTRATIVE CITATION

NOW COMES the Complainant, the Illinois Environmental Protection Agency ("Illinois EPA"), by and through its attorney, Assistant Counsel Michelle M. Ryan, pursuant to 35 Ill. Adm. Code 101.500, and respectfully states as follows:

(1) On June 30, 2014, Illinois EPA issued an Administrative Citation to Respondent, Jim Barnes d/b/a Barnes Trucking & Excavation ("Respondent"), based on an inspection conducted on May 14, 2014.

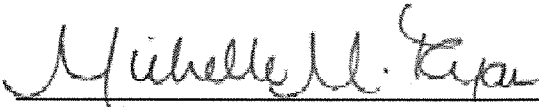
(2) On August 6, 2014, Respondent filed a timely petition for review contesting this Administrative Citation.

(3) Based upon facts and circumstances discovered since the filing of the Administrative Citation, Illinois EPA has determined that it is prudent to withdraw this Administrative Citation at this time.

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

ILLINOIS ENVIRONMENTAL  
PROTECTION AGENCY,  
Complainant

DATED: May 21, 2015



e-signature valid for IPCB e-filings ONLY

Michelle M. Ryan  
Assistant Counsel

Illinois Environmental Protection Agency  
1021 North Grand Avenue East  
P.O. Box 19276  
Springfield, Illinois 62794-9276  
(217) 782-5544

RECEIVED  
CLERK'S OFFICE

JUN - 2 2015

**PROOF OF SERVICE**

STATE OF ILLINOIS  
Pollution Control Board

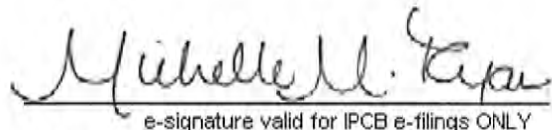
I hereby certify that I did on the 21<sup>st</sup> day of May, 2015, send by U.S. Mail with postage thereon fully prepaid, by depositing in a United States Post Office Box a true and correct copy of the following instrument(s) entitled MOTION TO WITHDRAW ADMINISTRATIVE CITATION

To: Jim Barnes  
398 Illinois Street  
Marseilles, IL 61341

Bradley Halloran  
Illinois Pollution Control Board  
100 West Randolph Street, Ste. 11-500  
Chicago, IL 60601

and the original and three (3) copies of the same instrument on the 28<sup>th</sup> day of May, 2015

To: John Therriault, Clerk  
Pollution Control Board  
James R. Thompson Center  
100 West Randolph Street, Suite 11-500  
Chicago, Illinois 60601



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