

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

BOARD OF TRUSTEES OF	)	
EASTERN ILLINOIS UNIVERSITY,	)	
	)	
Petitioner,	)	
	)	
v.	)	PCB 04-110
	)	(CAAPP Permit Appeal)
ILLINOIS ENVIRONMENTAL	)	
PROTECTION AGENCY,	)	
	)	
Respondent.	)	

**NOTICE OF FILING**

TO: Don Brown	Carol Webb
Clerk of the Board	Hearing Officer
Illinois Pollution Control Board	Illinois Pollution Control Board
100 West Randolph Street	1021 North Grand Avenue East
Suite 11-500	Post Office Box 19274
Chicago, Illinois 60601	Springfield, Illinois 62794-9274
(VIA ELECTRONIC MAIL)	(VIA ELECTRONIC MAIL)

**(SEE PERSONS ON ATTACHED SERVICE LIST)**

PLEASE TAKE NOTICE that I have today filed with the Office of the Clerk of the Illinois Pollution Control Board a **MOTION FOR VOLUNTARY DISMISSAL OF PERMIT APPEAL**, a copy of which is herewith served upon you.

Respectfully submitted,

BOARD OF TRUSTEES OF  
EASTERN ILLINOIS UNIVERSITY,  
Petitioner,

Dated: May 4, 2020

By: /s/ Michael P. Murphy  
One of Its Attorneys

Michael P. Murphy  
HEPLERBROOM, LLC  
4340 Acer Grove Drive  
Springfield, Illinois 62711  
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(217) 528-3674

**CERTIFICATE OF SERVICE**

I, the undersigned, on oath state the following:

That I have served the attached **MOTION FOR VOLUNTARY DISMISSAL OF PERMIT APPEAL** via electronic mail upon:

Mr. Don Brown  
Clerk of the Board  
Illinois Pollution Control Board  
100 West Randolph Street  
Suite 11-500  
Chicago, Illinois 60601  
[Don.Brown@illinois.gov](mailto:Don.Brown@illinois.gov)

Carol Webb, Esq.  
Hearing Officer  
Illinois Pollution Control Board  
1021 North Grand Avenue East  
Post Office Box 19274  
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Nancy J. Tikalsky  
Office of the Illinois Attorney General  
69 West Washington Street  
Suite 1800  
Chicago, Illinois 60602  
[ntikalsky@atg.state.il.us](mailto:ntikalsky@atg.state.il.us)

That my email address is [Michael.Murphy@heplerbroom.com](mailto:Michael.Murphy@heplerbroom.com).

That the number of pages in the email transmission is 4 pages.

That the email transmission took place before 5:00 p.m. on the date of May 4, 2020.

\_\_\_\_\_  
/s/ Michael P. Murphy

Michael P. Murphy

Date: May 4, 2020

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ILLINOIS ENVIRONMENTAL	)	
PROTECTION AGENCY,	)	
	)	
Respondent.	)	

**MOTION FOR VOLUNTARY DISMISSAL OF PERMIT APPEAL**

Petitioner, BOARD OF TRUSTEES OF EASTERN ILLINOIS UNIVERSITY

(“Petitioner”), by and through its attorneys, HEPLERBROOM, LLC, pursuant to 35 Ill. Adm. Code 101.500, hereby moves the Illinois Pollution Control Board (“Board”) to dismiss the permit appeal captioned above. In support of this motion, Petitioner states as follows:

1. A Clean Air Act Permitting Program (“CAAPP”) permit issued by the Illinois Environmental Protection Agency (“Illinois EPA”) on November 25, 2003 was appealed to the Board on January 2, 2004.
2. On April 24, 2020, a Federally Enforceable State Operating Permit (“FESOP”) was issued to Petitioner, which resolves all issues but is not effective until this appeal is dismissed.
3. Petitioner requests that the Board dismiss this permit appeal and close the docket.
4. Counsel for Respondent does not object to the granting of this motion.

WHEREFORE, Petitioner, BOARD OF TRUSTEES OF EASTERN ILLINOIS  
UNIVERSITY, respectfully requests that the Board dismiss this action and close the docket.

Respectfully submitted,

BOARD OF TRUSTEES OF EASTERN  
ILLINOIS UNIVERSITY

By: /s/ Michael P. Murphy  
One of Its Attorneys

Dated: May 4, 2020

Michael P. Murphy  
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