BEFORE THE POLLUTION CONTROL BOARD OF THE STATE OF ILLINOIS

PCB No. 03-204

(UST Appeal)

OCT 0 2 2003

STATE OF ILLINOIS Pollution Control Board

WARREN'S SERVICE,

Petitioner,

vs.

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY,

Respondent.

NOTICE

Dorothy M. Gunn, Clerk Illinois Pollution Control Board State of Illinois Center 100 West Randolph Street Suite 11-500 Chicago, IL 60601

Carol Sudman Hearing Officer Illinois Pollution Control Board 600 S. Second Street, Suite 402 Springfield, IL 62704 John J. Kim Assistant Counsel Special Assistant Attorney General Division of Legal Counsel 1021 North Grand Avenue, East P.O. Box 19276 Springfield, IL 62794-9276

PLEASE TAKE NOTICE that I have today filed with the office of the Clerk of

the Pollution Control Board a Motion for Voluntary Dismissal, a copy of which is

herewith served upon you.

Bv

Curtis W. Martin, Attorney for Warren's Service, Petitioner

Curtis W. Martin IL ARDC No. 06201592 SHAW & MARTIN, P.C. Attorneys at Law 123 S. 10th Street, Suite 302 P.O. Box 1789 Mt. Vernon, Illinois 62864 Telephone (618) 244-1788

BEFORE THE POLLUTION CONTROL BOARD OF THE STATE OF ILLINOIS

RECEIVED CLERK'S OFFICE

WARREN'S SERVICE,

Petitioner,

vs.

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY,

OCT 0 2 2003

STATE OF ILLINOIS Pollution Control Board PCB No. 03-204 (UST Appeal)

Respondent.

MOTION FOR VOLUNTARY DISMISSAL

NOW COMES the Petitioner, Warren's Service, by one of its attorneys, Curtis W. Martin of Shaw & Martin, P.C., and moves to voluntarily dismiss its Petition for Review of Final Agency Leaking Underground Storage Tank Decisions, and in support thereof, states that the matters for which the Petition was filed have been fully compromised and settled.

WHEREFORE, Petitioner, Warren's Service, prays that the Petition for Review of Final Agency Leaking Underground Storage Tank Decision be dismissed with prejudice.

SHAW & MARTIN, P.C.

B

Curtis W. Martin Attorney for Warren's Service, Petitioner

Curtis W. Martin IL ARDC No. 06201592 SHAW & MARTIN, P.C. Attorneys at Law 123 S. 10th Street, Suite 302 P.O. Box 1789 Mt. Vernon, Illinois 62864 Telephone (618) 244-1788

CERTIFICATE OF SERVICE

I, the undersigned attorney at law, hereby certify that on September <u>29</u>, 2003, I served true and correct copies of a Motion for Voluntary Dismissal, by placing true and correct copies in properly sealed and addressed envelopes and by depositing said sealed envelopes in a U.S. mail drop box located within Mt. Vernon, Illinois, with sufficient Certified Mail postage affixed thereto, upon the following named persons:

 Dorothy M. Gunn, Clerk Illinois Pollution Control Board State of Illinois Center 100 West Randolph Street Suite 11-500 Chicago, IL 60601

Carol Sudman Hearing Officer Illinois Pollution Control Board 600 S. Second Street, Suite 402 Springfield, IL 62704 John J. Kim Assistant Counsel Special Assistant Attorney General Division of Legal Counsel 1021 North Grand Avenue, East P.O. Box 19276 Springfield, IL 62794-9276

Curtis W. Martin, Attorney for Petitioner, Warren's Service