

ILLINOIS POLLUTION CONTROL BOARD  
January 24, 2002

B.L.T., INC., )  
 )  
Complainant, )  
 )  
v. ) PCB 01-128  
 ) (Citizens Enforcement – Land)  
SIXTH STREET DEVELOPERS LIMITED )  
PARTNERSHIP, ORF, INC., ROLAND )  
INDUSTRIES INCORPORATED, VT )  
PROPERTIES, INC., and FREESEN, INC., )  
 )  
Respondents. )

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SIXTH STREET DEVELOPERS LIMITED )  
PARTNERSHIP, and FREESEN, INC., )  
 )  
Counter-Complainants, ) PCB 01-128  
 ) (Citizens Enforcement – Land)  
v. )  
 )  
B.L.T., INC., )  
 )  
Counter-Respondent. )

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SIXTH STREET DEVELOPERS LIMITED )  
PARTNERSHIP, and FREESEN, INC., )  
 )  
Third-Party Complainants, ) PCB 01-128  
 ) (Citizens Enforcement – Land)  
v. )  
 )  
FIATALLIS, )  
 )  
Third-Party Respondent. )

ORDER OF THE BOARD (by G.T. Girard):

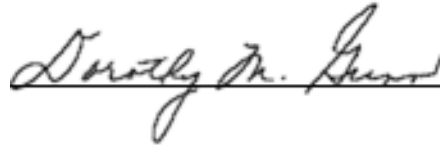
On January 7, 2002, B.L.T., Inc. filed a motion for voluntary dismissal of this proceeding. In the motion, complainants assert that the parties have determined to dismiss all claims in this matter. Complainants ask that the Board grant the motion for voluntary dismissal

and that the Board dismiss the remaining claims with prejudice. The Board grants the motion dismisses all complaints in this matter with prejudice. The docket is hereby closed.

IT IS SO ORDERED.

Section 41(a) of the Environmental Protection Act provides that final Board orders may be appealed directly to the Illinois Appellate Court within 35 days after the Board serves the order. 415 ILCS 5/41(a) (2000); *see also* 35 Ill. Adm. Code 101.300(d)(2), 101.906, 102.706. Illinois Supreme Court Rule 335 establishes filing requirements that apply when the Illinois Appellate Court, by statute, directly reviews administrative orders. 172 Ill. 2d R. 335. The Board's procedural rules provide that motions for the Board to reconsider or modify its final orders may be filed with the Board within 35 days after the order is received. 35 Ill. Adm. Code 101.520, *see also* 35 Ill. Adm. Code 101.902, 102.700, 102.702.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, hereby certify that the Board adopted the above order on January 24, 2002, by a vote of 7-0.

A handwritten signature in cursive script, reading "Dorothy M. Gunn", is written over a horizontal line.

Dorothy M. Gunn, Clerk  
Illinois Pollution Control Board