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**MAY 27 2004**

**STATE OF ILLINOIS**  
Pollution Control Board

**BEFORE THE ILLINOIS POLLUTION CONTROL BOARD  
MONTGOMERY COUNTY, ILLINOIS**

PEOPLE OF THE STATE OF ILLINOIS, )  
)  
Complainant, )  
)  
v. ) **PCB NO. 97-11**  
) **(Enforcement - Land, Water)**  
)  
WHITE & BREWER TRUCKING, )  
)  
Respondent. )

**NOTICE OF FILING**

To: Christine Zeman  
Hodge, Dwyer & Zeman  
3150 Roland Avenue  
P.O. Box 5776  
Springfield, IL 62705-5776

PLEASE TAKE NOTICE that on this date I mailed for filing with the Clerk of the Pollution Control Board of the State of Illinois, a MOTION FOR LEAVE TO FILE COMPLAINANT'S STATUS REPORT INSTANTER and COMPLAINANT'S STATUS REPORT, copies of which are attached hereto and herewith served upon you.

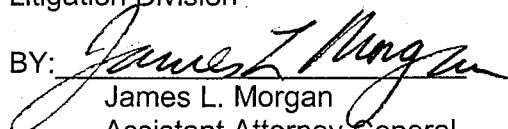
Respectfully submitted,

PEOPLE OF THE STATE OF ILLINOIS

LISA MADIGAN  
Attorney General of the  
State of Illinois

MATTHEW J. DUNN, Chief  
Environmental Enforcement/Asbestos  
Litigation Division

BY:

  
James L. Morgan  
Assistant Attorney General  
Environmental Bureau

500 South Second Street  
Springfield, Illinois 62706  
217/782-9031  
Dated: May 24, 2004

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD  
MONTGOMERY COUNTY, ILLINOIS

MAY 27 2004

STATE OF ILLINOIS  
Pollution Control Board

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PCB 97-11  
(Enforcement - Land, Water)

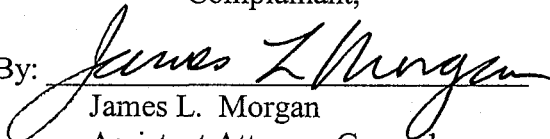
MOTION FOR LEAVE TO FILE COMPLAINANT'S STATUS REPORT INSTANTER

Now comes the Complainant, People of the State of Illinois by Lisa Madigan, Attorney General of the State of Illinois, and requests leave to file this status report, instanter.

1. The status report was due April 20, 2004.
2. The status of the case prior to that date remained the same as reported during the previous status conference. Contacts were made with counsel for other interested parties after April 20, 2004, and the proposed status report relates the results of those dicussions.

Wherefore, the Complainant prays that it be granted leave to file the status report instanter for review by the Pollution Control Board.

PEOPLE OF THE STATE OF ILLINOIS,  
Complainant,

By:   
James L. Morgan  
Assistant Attorney General  
500 S. Second Street  
Springfield, Illinois 62706  
217-524-7506



CERTIFICATE OF SERVICE

It is hereby that the original and 9 true copies of the foregoing Motion for Leave to File Complainant's Status Report Instantner and Complainant's Status Report were sent by first class mail on May 27, 2004 to:

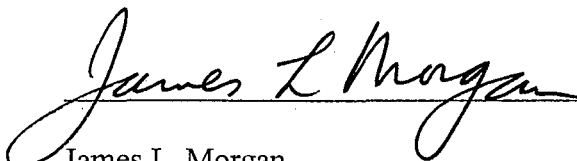
Dorothy Gunn  
Illinois Pollution Control Board  
James R. Thompson Center  
100 W. Randolph Street, Suite 11-500  
Chicago, IL 60601

and a true copy of the foregoing was sent by first class mail on May 27, 2004 to:

Carol Sudman  
Hearing Officer  
Illinois Pollution Control Board  
1021 North Grand Avenue East  
P.O. Box 19274  
Springfield, IL 62794-9276

and

Christine Zeman  
Hodge Dwyer & Zeman  
3150 Roland Avenue  
P.O. Box 5776  
Springfield, IL 62705-5776

  
James L. Morgan