

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

| | | |
|------------------------|---|-----------------|
| IMTT Illinois, LLC, |) | |
| |) | |
| |) | |
| |) | |
| Petitioner, |) | |
| |) | |
| v. |) | PCB 20-47 |
| |) | (Permit Appeal) |
| ILLINOIS ENVIRONMENTAL |) | |
| PROTECTION AGENCY, |) | |
| |) | |
| Respondent. |) | |

NOTICE OF FILING

To: Those Individuals as Listed on attached Certificate of Service

Please take notice that on February 28, 2024, the undersigned caused to be filed with the Clerk of the Illinois Pollution Control Board a **Motion to Dismiss**, a copy of which is herewith served upon you.

/s/ David L. Rieser
By: One of the Attorneys for IMTT Illinois, LLC

David L. Rieser
Attorney for Petitioner
K&L Gates LLP
70 W. Madison Street,
Suite 3100
Chicago, IL 60602
(312) 807 4359

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MOTION TO DISMISS

NOW COMES the Petitioner, by its attorneys, David L. Rieser and K&L Gates LLP and requests that the Board dismiss this Petition. The Attorney General’s Office has no objection to this request.

Respectfully submitted,

Dated: February 28, 2018

/s/ David L. Rieser

David L. Rieser
Attorney for Petitioner
K&L Gates LLP
70 W. Madison Street,
Suite 3100
Chicago, IL 60602
(312) 807 4359

CERTIFICATE OF SERVICE

I, David L. Rieser, an attorney for Petitioner, hereby certify that I served a copy of **Motion to Dismiss** upon those listed below on February 28, 2024 via the Illinois Pollution Control Board Clerk's Office Online (COOL) electronic filing system and via U.S. mail:

Stephanie Diers
1021 North Grand Avenue East
P.O. Box 19276
Springfield, IL 62794-9276

Don Brown, Clerk of the Board
Illinois Pollution Control Board
James R. Thompson Center
100 West Randolph Street, Suite 11-500
Chicago, IL 60601

Bradley P. Halloran, Hearing Officer
Illinois Pollution Control Board
James R. Thompson Center
100 West Randolph St., Suite 11-500
Chicago, IL 60601

Ellen F. O'Laughlin
Assistant Attorney General
Environmental Bureau
69 W. Washington St., 18th Floor
Chicago, IL 60602

/s/ David L. Rieser_____