

**BEFORE THE ILLINOIS POLLUTION CONTROL BOARD
ADMINISTRATIVE CITATION**

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY)	
)	
Complainant,)	
)	AC 2024-
vs.)	
)	(IEPA No. 124-24-AC)
)	
FU ZANG LONG LLC.)	
)	
Respondent,)	
)	
TAHIR MALIK)	
)	
Intervener.)	

MOTION TO INTERVENE

Now comes Tahir Malik, proposed Intervener, by and through his attorney Scott Anderson, Jr. of the law firm Dodson, Piraino & Associates LLC, moving to intervene in order to contest the Administrative Citation issued to the property located at 201 Wallace Avenue, Champaign, Illinois on May 28, 2024. In support of the Motion to Intervene, Tahir Malik states the following:

1. Fu Zang Long, LLC is the present title owner of the property located at 201 Wallace Avenue, Champaign, Illinois (the "Property").
2. Tahir Malik ("Malik") is the contract purchaser of the Property and operator of the business on the Property (the "Business").
3. Malik's Business uses the Property to stage used vehicles purchased locally before shipping them to Arizona.

4. Malik's Business was trespassed upon, and had waste tires illegally dumped on the premises, without either his or Fu Zang Long, LLC's permission or authority given to any person to do so.

5. On or about April 9, 2023, Dustin Burger, an Illinois Environmental Protection Agency (IEPA) Primary Inspector (the "Inspector"), determined that the presence of the tires constituted a violation of Section 55(k)(1) of the Illinois Environmental Protection Act (the "Act").

6. On or about May 28, 2024 the IEPA issued a citation to the Property owned in title by Fu Zang Long, LLC for the alleged violation of the Act.

7. Malik's interests are adversely impacted by the citation because it: 1) concerns the activities occurring on the Property during a period in which he was contract purchaser and operator; and 2) presents a potential lien on the Property for which he remains the contract purchaser and operator.

8. Per Illinois Administrative Code title 35 § 101.402(d)(2) and Illinois Administrative Code title 35 § 101.402(d)(3), Intervener Malik should be granted the right to intervene in order to represent his interests in the matter and avoid any prejudice induced by his absence from the proceedings.

WHEREFORE, Intervener Malik demands that:

- A. Intervener Malik be entered as a party to case IEPA No. 124-23-AC and be permitted to participate in all proceedings related to the citation issued to the Property.
- B. Intervener Malik should have all the rights of the original party to the adjudicatory proceeding per Illinois Administrative Code title 35 § 101.402(e).

CERTIFICATE OF SERVICE

I, the undersigned attorney, certify that on June 26, 2024, I eFiled the above document with the Illinois Pollution Control Board at PCB.Clerks@Illinois.gov and delivered a copy via mail to Respondent Fu Zang Long, LLC at 305 West Chestnut Street, Bondville, IL 61815 and to the Illinois Environmental Protection Agency's Division of Legal Counsel at 1021 North Grand Avenue East, P.O. Box 19276, Springfield, IL 62794.

DATED: _____

SUBMITTED BY:

DODSON, PIRAINO & ASSOCIATES, LLC

By: _____
Scott Anderson, Jr., Attorney for Tahir Malik

Prepared by:
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