#### RECEIVED CLERK'S OFFICE

# BEFORE THE POLLUTION CONTROL BOARD OF THE STATE OF ILLINOIS APR 1 3 2004 STATE OF ILLINO

STATE OF ILLINOIS Pollution Control Board

PRIME TIME CITGO, INC. And ALPHONSUS OLIEH	) )
Petitioner,	· )
. Gudener,	) PCB No. 03 - 188
<b>v.</b>	) PCB No. 03 - 217
ILLIBIOLO FRIVIDORIRAFRITAL	) (UST Appeal)
ILLINOIS ENVIRONMENTAL	) (Consolidated)
PROTECTION AGENCY,	).
	)
Respondent.	)

### Motion Of Petitioner For Voluntary Dismissal Of Action

NOW COMES the Petitioner, Prime Time Citgo, Inc. and Alphonsus Olieh ("Prime Time"), by their attorney, Shell J. Bleiweiss, and, hereby requests that the Illinois Pollution Control Board ("Board") dismiss the following consolidated actions without prejudice:

- 1. PCB No. 03 188
- 2. PCB No. 03 217

Respectfully submitted,

Shell J. Bleiweiss, Attorney

For Petitioner.

Shell J. Bleiweiss IL ARDC No. 6183004 Law Offices of Shell J. Bleiweiss 321 South Plymouth Court Suite 1200 Chicago IL 60604 312-360-8782

## OF THE STATE OF ILLINOIS

RECEIVED CLERK'S OFFICE

PRIME TIME CITGO, INC.	)	APR 13 2004
And ALPHONSUS OLIEH	)	STATE OF ILLINOIS Poliution Control Board
Petitioner,	)	Pollution Control Board
	)	
v.	) PCB No. 03 - 188	
	) PCB No. 03 - 217	
ILLINOIS ENVIRONMENTAL	) (UST Appeal)	
PROTECTION AGENCY,	) (Consolidated)	
	)	
Respondent.	)	

### **NOTICE OF FILING**

To: John Kim Special Assistant Attorney General Illinois Environmental Protection Agency 1021 North Grand Avenue East P.O. BOX 19276 Springfield, IL 62794-9276

PLEASE TAKE NOTICE that on April 13, 2004, I filed with the Clerk of the Illinois Pollution Control Board of the State of Illinois an original, executed copy of a Motion Of Petitioner For Voluntary Dismissal Of Action. Dated April 13, 2004.

Respectfully Submitted,

Shell J. Bleiweiss

Shell J. Bleiweiss IL ARDC No. 6183004 Law Offices of Shell J. Bleiweiss 321 South Plymouth Court Suite 1200 Chicago IL 60604 312-360-8782

### **CERTIFICATE OF SERVICE**

I, Shell J. Bleiweiss, an attorney, state that I have served the MOTION OF PETITIONER FOR VOLUNTARY DISMISSAL OF ACTION by placing a copy in an envelope addressed to:

John Kim Special Assistant Attorney General Illinois Environmental Protection Agency 1021 North Grand Avenue East P.O. BOX 19276 Springfield, IL 62794-9276

Via U.S. mail this 13th day of April , 2004.

Shell J. Bleiweiss