

RECEIVED
CLERK'S OFFICE

MAY 24 2005

STATE OF ILLINOIS
Pollution Control Board

ILLINOIS POLLUTION CONTROL BOARD

JO'LYN CORPORATION,

Petitioner,

VS.

ILLINOIS ENVIRONMENTAL
PROTECTION AGENCY,

Respondent.

PCB 04-49
(Permit Appeal--Land)

NOTICE OF FILING

To: John J. Kim
Division of Legal Counsel
Illinois Environmental Protection Agency
1021 North Grand Avenue East
P.O. Box 19276
Springfield, Illinois 62794-9276

Bradley P. Halloran
Hearing Officer
Illinois Pollution Control Board
100 West Randolph Street
Suite 11-500
Chicago, IL 60601

PLEASE TAKE NOTICE that on this 24th day of May 2005, there was filed with the Illinois Pollution Control Board, **Petitioner's Motion to Voluntarily Dismiss**, which is attached and herewith served upon you.

JO'LYN CORPORATION

By: Elizabeth S. Harvey
Elizabeth S. Harvey
One of Its Attorneys

Michael J. Maher
Elizabeth S. Harvey
SWANSON, MARTIN & BELL, LLP
One IBM Plaza, Suite 3300
330 North Wabash Avenue
Chicago, Illinois 60611
Telephone: (312) 321-9100
Firm I.D. No. 29558

CERTIFICATE OF SERVICE

I, the undersigned non-attorney, state that I served a copy of Petitioner's Motion to Voluntarily Dismiss to counsel of record in the above-captioned matter via U.S. Mail at One IBM Plaza, Chicago, IL 60611 on or before 5:00 p.m. on May 24, 2005.


Jeanette M. Podlin

☒ Under penalties as provided by law pursuant to 735 ILCS 5/1-109, I certify that the statements set forth herein are true and correct.

6332-001

RECEIVED
CLERK'S OFFICE

MAY 24 2005

STATE OF ILLINOIS
Pollution Control Board

ILLINOIS POLLUTION CONTROL BOARD

JO'LYN CORPORATION,

Petitioner,

vs.

ILLINOIS ENVIRONMENTAL
PROTECTION AGENCY,

Respondent.

PCB 04-49
(Permit Appeal--Land)

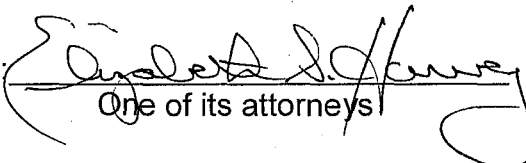
MOTION TO VOLUNTARILY DISMISS

Petitioner JO'LYN CORPORATION, by its attorneys Swanson, Martin & Bell, LLP, hereby moves to voluntarily dismiss this permit appeal. Based upon the Board's April 7, 2005, decision in Jo'Lyn's adjusted standard petition (AS 04-02), the Illinois Environmental Protection Agency has agreed that Jo'Lyn's operation does not need a waste permit. Therefore, Jo'Lyn moves to voluntarily dismiss this appeal.

Respectfully submitted,

JO'LYN CORPORATION

By:


One of its attorneys

Michael J. Maher
Elizabeth S. Harvey
Swanson, Martin & Bell, LLP
One IBM Plaza, Suite 3300
330 North Wabash Avenue
Chicago, Illinois 60611
312.321.9100