

ILLINOIS POLLUTION CONTROL BOARD

June 6, 2002

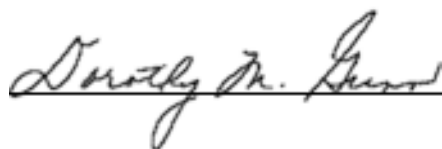
EAST SIDE ACQUISITIONS, INC. d/b/a)	
STATE STREET SHELL,)	
)	
Petitioner,)	
)	
v.)	PCB 00-76
)	(UST Fund)
ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY,)	
)	
Respondent.)	

ORDER OF THE BOARD (by T.E. Johnson):

On May 20, 2002, the petitioner filed a motion to withdraw the appeal in this matter. In the motion, the petitioner represents that it has been in negotiation with the Illinois Environmental Protection Agency (Agency) and no longer wishes to pursue this matter. The petitioner requests that the Board grant its motion to withdraw the appeal and dismiss this matter. To date, the Agency has filed no response to the motion. Pursuant to Section 101.500(d) of the Board's procedural rules, if no response is filed to a motion within 14 days after service, the party will be deemed to have waived objection. *See* 35 Ill. Adm. Code 101.500(d). The petitioner's motion to dismiss is granted, and the docket is closed.

IT IS SO ORDERED.

I, Dorothy M. Gunn, Clerk of the Illinois Pollution Control Board, certify that the Board adopted the above order on June 6, 2002, by a vote of 7-0.



Dorothy M. Gunn, Clerk
Illinois Pollution Control Board