

THE ILLINOIS POLLUTION CONTROL BOARD

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SEP 22 2003
STATE OF ILLINOIS
Pollution Control Board

PAUL and DONNA FREDRICKSON,
husband and wife
Complainants
v.
Jeff Grelyak,
Respondent.

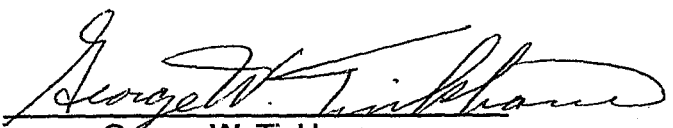
PCB 04-19

NOTICE OF FILING

PLEASE TAKE NOTICE that I have today filed with the Office of the Clerk of the Pollution Control Board the following:

- 1. Motion for Leave to File Instanter with supporting affidavit by George Tinkham and
- 2. Affidavit by Jeffrey S. Grelyak.

Date: 17 September 2003



George W. Tinkham
attorney for Respondent
ARDC reg. # 2836149
423 W. Vine Street
Springfield, IL 62704
(217) 753-2737

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THE ILLINOIS POLLUTION CONTROL BOARD

PAUL and DONNA FREDRICKSON,)
husband and wife)
Complainants)
v.) PCB 04-19
Jeff Grelyak,)
Respondent.)

CERTIFICATE OF SERVICE

I, the undersigned, certify that I have today served the attached Motion for Leave to File Instanter with supporting affidavit by George Tinkham and Affidavit by Jeffrey S. Grelyak to the entities listed below by placing said documents in envelopes with proper postage affixed and by depositing said envelopes in a U.S. Postal Service receptacle in Springfield, Illinois. Said envelopes being addressed to the following:

Illinois Pollution Control Board
Attention: Clerk
100 W. Randolph Street
James R. Thompson Center
Suite 11-500
Chicago, Illinois 60601

Paul and Donna Fredrickson
8915 Ferris Road
Harvard, Illinois 60033

Jeremy W. Shaw, Esq.
40 Brink Street
Crystal Lake, Illinois 60014

Date: 17 September 2003



George W. Tinkham,
attorney for Respondent
ARDC reg. # 2836149
423 W. Vine Street
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STATE OF ILLINOIS
Pollution Control Board

THE ILLINOIS POLLUTION CONTROL BOARD


PAUL and DONNA FREDRICKSON, husband and wife)	
)	
Complainants)	
)	
v.)	PCB 04-19
)	
Jeff Grelyak,)	
Respondent.)	

MOTION FOR LEAVE TO FILE *INSTANTER*

COMES NOW Respondent Jeffrey S. Grelyak by counsel and asks the Illinois Pollution Control Board to allow the filing of the attached Affidavit. This document was to support another Motion to File *Instanter* that was filed earlier today in this matter. Because of a clerical error, it was inadvertently not included when that earlier Motion was filed. A copy of the Affidavit has been sent by telefax to the Board this afternoon pursuant to authorization of Bradley Halloran, the hearing officer assigned to this case. Respondent asks that the telefax copy be accepted and considered by the Board until such time as the hard copies arrive by mail. Although this Affidavit will be sent the same day, the US Post Office is closed and it is unlikely today's date will appear on the postmark.

Respondent further asks that the enclosed telefax copy of this Affidavit be accepted as the original until such time as the original is received by Respondent's attorney. To the best of George Tinkham's knowledge and belief, that original is presently in the U.S. mail on its way to Mr. Tinkham.

Date: 17 September 2003



George W. Tinkham,
attorney for Respondent
ARDC reg. # 2836149
423 W. Vine Street
Springfield, IL 62704
(217) 753-2737

THE ILLINOIS POLLUTION CONTROL BOARD

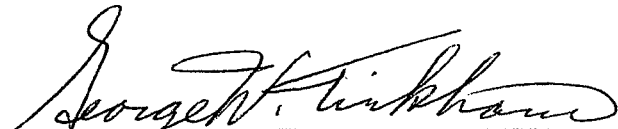
PAUL and DONNA FREDRICKSON, husband and wife)	
)	
Complainants)	
)	
v.)	PCB 04-19
)	
Jeff Grelyak,)	
Respondent.)	

AFFIDAVIT

STATE OF ILLINOIS)	
)	SS.
COUNTY OF SANGAMON)	

I, George W. Tinkham, to hereby affirm the following:

1. I am attorney for Jeffrey S. Grelyak, Respondent in an action before the Illinois Pollution Control Board with docket # PCB 04-19.
2. I prepared, read, and signed the foregoing Motion for Leave to File *Instanter* and know the facts asserted therein to be true and accurate.
3. Further Affiant sayeth not.



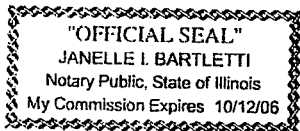
 George W. Tinkham

Affirmed before me, a notary public, this
17th day of September, 2003.



 Notary Public

My commission expires:



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SEP 22 2003

STATE OF ILLINOIS
Pollution Control Board

STATE OF ILLINOIS)
) SS.
COUNTY OF McHENRY)

I, Jeffrey S. Grelyak, to hereby affirm the following:

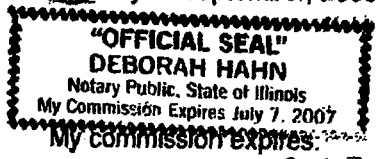
1. I am the same "Jeff Grelyak" identified as Respondent in a complaint filed before the Illinois Pollution Control Board with docket # PCB 04-19.
2. I received the aforesaid complaint through the US mail on or about 18 August 2003.
3. The complaint was received at my residence, the address of which is correctly stated in paragraph 3 of said complaint.
4. I have diligently sought legal counsel in this matter and wish to contest the allegations made against me.
5. Further Affiant sayeth not.



Jeffrey S. Grelyak

Affirmed before me, a notary public, this

16 day of September, 2003.





Notary Public

My commission expires: 07-07-07