

IN PROCEEDINGS BEFORE THE POLLUTION CONTROL BOARD

STATE OF ILLINOIS

RECEIVED  
CLERK'S OFFICE

FEB 11 2005

STATE OF ILLINOIS  
Pollution Control Board

~~The VILLAGE OF FINDLAY,~~ )

Shelby County, Illinois, )

a municipal subdivision of )

the State of Illinois, )

Petitioner, )

No. PCB 02-158

-vs- )

The ILLINOIS ENVIRONMENTAL )

PROTECTION AGENCY, )

Respondent. )

WITHDRAWAL

(Of Appearance)

Now comes Dove & Dove, Attorneys at Law, by E. C. Eberspacher, one of its partners, and hereby withdraws its appearance on behalf of THE VILLAGE OF FINDLAY, a municipal corporation, in the instant proceedings for the reason that the said VILLAGE has elected not to retain the firm of Dove & Dove, Attorneys at Law, as the VILLAGE's attorneys for the year 2005.

The VILLAGE has been requested to provide the name, address, telephone number and FAX number of their new attorneys so that a substitution of counsel could be effectuated, but the said VILLAGE has failed and refused for over 30 days to respond in any way to that request.

By a copy of this pleading, THE VILLAGE OF FINDLAY, a municipal corporation, is NOTIFIED that they must file a substitution of counsel or a pro se Supplemental Entry of Appearance within 21 days before this Board or suffer the possible dismissal of this appeal.

Dated this 9<sup>th</sup> day of February, 2005.

Respectfully submitted,

DOVE & DOVE, Attorneys at Law,

by: W. C. Eckgraber  
one of their attorneys

Dove & Dove, Attorneys at Law  
151 South Morgan Street  
P. O. Box 647  
Shelbyville, Illinois 62565-0647  
Telephone: (217) 774-2137  
FAX: (217) 774-2234

CERTIFICATE OF SERVICE


I, E. C. Eberspacher, do hereby certify that I mailed a copy of the foregoing WITHDRAWAL (Of Appearance) to the following:

The Village of Findlay  
c/o Hon. Sue Booker  
Ex-Officio Village Clerk  
Findlay Village Hall  
101 East South Second Street  
P. O. Box 199  
Findlay, Illinois 62534

by posting the same as certified mail and placing the same in a letter box of the United States Mails at Shelbyville, Illinois on the 9<sup>th</sup> day of February, 2005, with postage fully prepaid; and, further, that a copy of the WITHDRAWAL (Of Appearance) was served on the following:

Deborah Williams, esq.  
Illinois Environmental Protection Agency  
Division of Legal Counsel  
1021 North Grand Avenue East  
P. O. Box 19276  
Springfield, Illinois 62794-9276

by placing the same in an envelope addressed to said person, with proper postage fully prepaid, and that said envelope was deposited in the United States Mails at Shelbyville, Illinois on the 9<sup>th</sup> day of February, 2005.

  
\_\_\_\_\_  
E. C. Eberspacher