

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

RECEIVED
CLERK'S OFFICE

JUN 01 2005

STATE OF ILLINOIS
Pollution Control Board

PEOPLE OF THE STATE OF ILLINOIS,

Complainant,

v.

THOMAS GRAY, an individual, STEVE
WHYTE, an individual, GLADYS WHYTE, an
individual, LEONA CHILDRESS, an individual,
and WILLIAM McCOY, an individual

Respondents.

PCB No. 04-106

(Enforcement-Cost Recovery)

NOTICE OF FILING

TO: Attached Service List

PLEASE TAKE NOTICE that on June 1, 2005 we filed with the Clerk of the Illinois Pollution Control Board, Complainant's Motion to Voluntarily Dismiss Respondents Childress and McCoy and Certificate of Service, a copy of which is attached and served upon you.

Respectfully submitted,

PEOPLE OF THE STATE OF ILLINOIS,
LISA Madigan, Attorney General State
of Illinois

By: Gerald T. Karr
Gerald T. Karr

Assistant Attorney General

Environmental Bureau

188 West Randolph Street, 20th Floor

Chicago, Illinois 60601

(312) 814-3369

DATED: June 1, 2005

SERVICE LIST

Thomas Gray
13163 East 2500 South Road
Mokena, Illinois 60954

Steve Whyte
Gladys Whyte
242 West 150th Street
Harvey, Illinois 60426-2058

Keith Harley
Chicago Legal Clinic
205 West Monroe Street, 4th Floor
Chicago, Illinois 60606

Carol Webb
Hearing Officer
Illinois Pollution Control Board
1021 North Grand Avenue East
P.O. Box 19274
Springfield, Illinois 62794-9274

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COMPLAINANT'S MOTION TO VOLUNTARILY DISMISS RESPONDENTS
CHILDRESS AND McCOY

NOW COMES, Complainant, PEOPLE OF THE STATE OF ILLINOIS, *ex rel.* LISA MADIGAN, Attorney General for the State of Illinois, and pursuant to Section 101.500 of the Illinois Pollution Control Board Procedural Regulations, 35 Ill. Adm. Code Section 101.500, moves the Illinois Pollution Control Board for entry of an Order voluntarily dismissing Respondents Childress and McCoy. In support of its motion Complainant states as follows:

Complainant has concluded that the Complaint should be voluntarily dismissed, without prejudice, as to Respondents Leona Childress and William McCoy based on information developed during the above-captioned proceeding with regard to these two Respondents.

WHEREFORE, for the foregoing reasons, Complainant respectfully requests the Board:

Enter an order voluntarily dismissing Complainant's Complaint, as to Respondents Leona

Childress and William McCoy, without prejudice.

PEOPLE OF THE STATE OF ILLINOIS,

LISA MADIGAN, Attorney General
State of Illinois

By: Gerald T. Karr

Gerald T. Karr

Assistant Attorney General

Environmental Bureau

188 West Randolph Street, 20th Floor

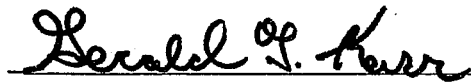
Chicago, Illinois 60601

(312) 814-3369

DATED: June 1, 2005

CERTIFICATE OF SERVICE

I, GERALD T. KARR, an Assistant Attorney General in this case, do certify that on June 1, 2005, I caused to be served by First Class Mail the foregoing Notice of Filing and Complainant's Motion to Voluntarily Dismiss Respondents Childress and McCoy upon the individuals listed on the attached service list, by depositing the same in the U.S. Mail depository located at 100 West Randolph Street, Chicago, Illinois in an envelope with sufficient postage prepaid.



GERALD T. KARR