

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

ILLINOIS ENVIRONMENTAL	)	
PROTECTION AGENCY,	)	
	)	
Complainant,	)	AC 06-20
	)	
v.	)	(IEPA No. 459-05-AC)
	)	
GEORGIA SHANK and STEVE SHANK,	)	
	)	
Respondents.	)	

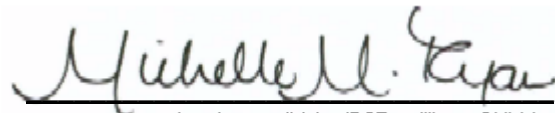
**NOTICE OF FILING**

To: Georgia Shank  
P.O. Box 195  
Greenville, IL 62246

Steve Shank  
2222 Dewey Street  
Greenville, IL 62246

PLEASE TAKE NOTICE that on this date I electronically filed with the Clerk of the Pollution Control Board of the State of Illinois the following instrument(s) entitled MOTION TO WITHDRAW ADMINISTRATIVE CITATION AS TO RESPONDENT GEORGIA SHANK.

Respectfully Submitted,



e-signature valid for IPCB e-filings ONLY

Michelle M. Ryan  
Special Assistant Attorney General

Illinois Environmental Protection Agency  
1021 North Grand Avenue East  
P.O. Box 19276  
Springfield, Illinois 62794-9276  
(217) 782-5544

Dated: August 17, 2006

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

ILLINOIS ENVIRONMENTAL	)	
PROTECTION AGENCY,	)	
	)	
Complainant,	)	AC 06-20
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v.	)	(IEPA No. 459-05-AC)
	)	
GEORGIA SHANK and STEVE SHANK,	)	
	)	
Respondents.	)	

COMPLAINANT'S MOTION TO WITHDRAW ADMINISTRATIVE CITATION  
AS TO RESPONDENT GEORGIA SHANK

NOW COMES the Complainant, the Illinois Environmental Protection Agency ("Illinois EPA"), by and through its attorney, Special Assistant Attorney General Michelle M. Ryan, pursuant to 35 Ill. Adm. Code 101.500, and respectfully states as follows:

(1) On January 4, 2006, Illinois EPA issued an Administrative Citation to Respondents, based on an inspection conducted on November 15, 2005.

(2) On February 9, 2006, Respondent Georgia Shank filed a timely petition for review contesting this Administrative Citation.

(3) Respondent Steve Shank has not filed a timely petition for review and is in default. *Illinois EPA v. Shank*, PCB No. AC 06-20 (April 6, 2006) p. 2.

(4) On July 18, 2006, Respondents e-mailed the hearing officer to announce they were hiring attorney Kevin Sybart to represent them in this matter. However, Mr. Sybart has not filed an appearance, and phone calls by the undersigned to him have gone unreturned.

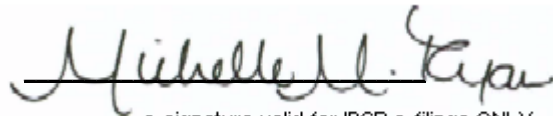
(5) Respondents have indicated during a status call that they remain a legally married couple.

(6) Because Illinois EPA is not seeking an additional penalty against Georgia Shank, and because her husband, Steve Shank, is already in default, Illinois EPA has determined that it is prudent to withdraw this Administrative Citation as to Respondent Georgia Shank at this time.

WHEREFORE, the Illinois Environmental Protection Agency requests that the Board dismiss the pending action against Respondent Georgia Shank and issue a final order as to Respondent Steve Shank.

ILLINOIS ENVIRONMENTAL  
PROTECTION AGENCY,  
Complainant

DATED: August 17, 2006



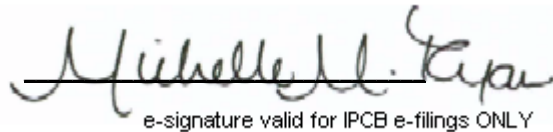
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Special Assistant Attorney General

Illinois Environmental Protection Agency  
1021 North Grand Avenue East  
P.O. Box 19276  
Springfield, Illinois 62794-9276  
(217) 782-5544

**CERTIFICATION**

Under penalties as provided by law pursuant to Section 1-109 of the Code of Civil Procedure, the undersigned certifies that the statements set forth in this instrument entitled MOTION TO WITHDRAW ADMINISTRATIVE CITATION AS TO RESPONDENT GEORGIA SHANK are true and correct, except as to matters therein stated to be on information and belief and as to such matters the undersigned certifies as aforesaid that she verily believes the same to be true.

A handwritten signature in black ink, appearing to read "Michelle M. Ryan", is written over a horizontal line. Below the signature, the text "e-signature valid for IPCB e-filings ONLY" is printed in a small, sans-serif font.

Michelle M. Ryan  
Special Assistant Attorney General

Illinois Environmental Protection Agency  
1021 North Grand Avenue East  
P.O. Box 19276  
Springfield, Illinois 62794-9276  
(217) 782-5544

Dated: August 17, 2006

**PROOF OF SERVICE**

I hereby certify that I did on the 17<sup>th</sup> day of August, 2006, send by U.S. Mail with postage thereon fully prepaid, by depositing in a United States Post Office Box a true and correct copy of the following instrument(s) entitled MOTION TO WITHDRAW ADMINISTRATIVE CITATION

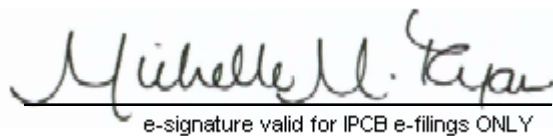
To: Georgia Shank  
P.O. Box 195  
Greenville, IL 62246

Steve Shank  
2222 Dewey Street  
Greenville, IL 62246

Carol Webb, Hearing Officer  
Illinois Pollution Control Board  
1021 North Grand Avenue East  
Springfield, Illinois 62702

and an electronic copy of the same foregoing instrument on the same date via electronic filing

To: Dorothy Gunn, Clerk  
Pollution Control Board  
James R. Thompson Center  
100 West Randolph Street, Suite 11-500  
Chicago, Illinois 60601



e-signature valid for IPCB e-filings ONLY

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Special Assistant Attorney General

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