

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

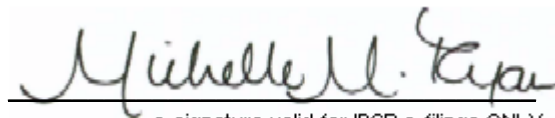
ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY,)	
)	AC 07-36
Complainant,)	AC 07-37
)	AC 07-38
v.)	(consolidated)
)	
LAWRENCE ABRAHAM)	(IEPA Nos. 29-07-AC, 03-07 AC, 31-07 AC)
BARTOLOMUCCI,)	
)	
Respondent.)	

NOTICE OF FILING

To: Lawrence Abraham Bartolomucci
P.O. Box 2325
Mt. Vernon, IL 62864

PLEASE TAKE NOTICE that on this date I submitted electronically for filing with the Clerk of the Pollution Control Board of the State of Illinois the following instrument(s) entitled MOTION TO DISMISS.

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: May 9, 2007

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY,)	
)	AC 07-36
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LAWRENCE ABRAHAM)	(IEPA Nos. 29-07-AC, 03-07 AC,
BARTOLOMUCCI,)	31-07 AC)
)	
Respondent.)	

MOTION TO DISMISS

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 February 7, 2007, Illinois EPA filed three Administrative Citations against Respondents LAWRENCE ABRAHAM BARTOLOMUCCI, based on inspections conducted on December 14, 2006.

(2) On March 12, 2007, Respondent filed a timely petition for review in all three matters.

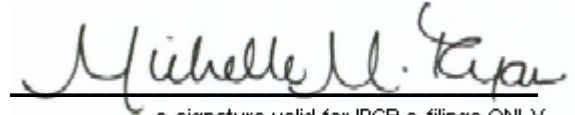
(3) On March 15, 2007, the Board consolidated the above-numbered cases.

(4) Based on newly-discovered circumstances surrounding these cases, Illinois EPA believes that it is now appropriate to dismiss all three of the consolidated Administrative Citations.

WHEREFORE, the Illinois Environmental Protection Agency requests that the Board dismiss the pending actions against Respondent LAWRENCE ABRAHAM BARTOLOMUCCI.

ILLINOIS ENVIRONMENTAL
PROTECTION AGENCY,
Complainant

DATED: May 9, 2007



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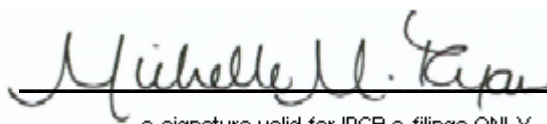
PROOF OF SERVICE

I hereby certify that I did on the 9th day of May, 2007, 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 DISMISS

To: Lawrence Abraham
Bartolomucci
P.O. Box 2325
Mt. Vernon, IL 62864

and an electronic copy of the same MOTION TO DISMISS 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



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Michelle M. Ryan
Special Assistant Attorney General

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