BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

| L. KELLER OIL PROPERTIES, INC.,/ CHARLESTON/KELLER OIL, Petitioner, v. ILLINOIS ENVIRONMENTAL PROTECTION AGENCY, | |)) | PCB No. 05-50 (UST Fund Appeal) | CLERK'S OFFICE FEB 1 8 2009 | | | |
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| | |)) | | STATE OF ILLINOIS Pollution Control Board | | | |
| | Resp | oondent. |) | | | | |
| NOTICE OF FILING AND PROOF OF SERVICE | | | | | | | |
| То: | Clerk Illinois Pollution Control Board State of Illinois Center 100 W. Randolph, Ste. 11-500 Chicago, IL 60601 | | | Melanie A. Jarvis, Assistant Counsel Division of Legal Counsel Illinois Environmental Protection Agency 1021 North Grand Avenue East PO Box 19276 Springfield, IL 62794-9276 | | | |
| | Pollution Control Boa | ard, pursuant to | Board Proc | tronically filed with the (edural Rule 101.302 (d), nois Environmental Prote | | | |
| Agenc | of the document descr y by enclosing same in | ibed above, we an envelope ac ng said envelop | re today serv ldressed to N | ved upon the Illinois Envi Melanie A. Jarvis, Assista | ce of Filing, together with ironmental Protection ant Counsel, with postage pringfield, Illinois on the | | |
| | | | L. KEI | tfully submitted, LER OIL PROPERTIES LESTON/KELLER OIL Petition | , | | |
| | | ВҮ | : МОНА | N, ALEWELT, PRILLA | MAN & ADAMI | | |
| | | ВҮ | <u></u> | | | | |
| | | | | Fred C. Prillaman | | | |

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Telephone: 217/528-2517 Facsimile: 217/528-2553 DEEODE THE ILLINOIS DOLL LITION CONTROL DOADD

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| ILLINOIS ENVIRONMENTAL |) | | |
| PROTECTION AGENCY, |) | | |
| Respondent, |) | | |

MOTION TO DISMISS APPEAL

NOW COMES Petitioner, L. Keller Oil Properties, Inc. (Charleston), by its undersigned attorneys, and moves to dismiss the appeal pending before the Board in this matter, on the grounds that the matter has been settled to the satisfaction of the parties.

Respectfully submitted by,
L. KELLER OIL PROPERTIES,
INC.,/CHARLESTON/KELLER OIL, Petitioner
MOHAN, ALEWELT, PRILLAMAN & ADAMI
BY:_____
FRED C. PRILLAMAN,
Attorney at Law

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