

ILLINOIS POLLUTION CONTROL BOARD
September 17, 2009

CONOCOPHILLIPS COMPANY,)
)
 Petitioner,)
)
 v.) PCB 07-14
) (UST Appeal)
ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
)
 Respondent.)

ORDER OF THE BOARD (by S.D. Lin):

On September 2, 2009, ConocoPhillips Company (ConocoPhillips) filed a motion for voluntary dismissal of this underground storage tank (UST) appeal (Mot.). The appeal concerns ConocoPhillips' leaking UST site located at 524 Old York Road in Elmhurst, DuPage County. ConocoPhillips petitioned the Board for review of a July 26, 2006 determination of Illinois Environmental Protection Agency (Agency) in which the Agency rejected ConocoPhillips' proposed corrective action plan budget.

In the pending motion for voluntary dismissal, ConocoPhillips represents that it and the Agency have "reached a settlement agreement that fully and completely resolves all of the issues in dispute between the parties with respect to the instant appeal." Mot. at 1. ConocoPhillips therefore requests that the Board dismiss this case. *Id.* The Board grants the motion, dismisses the appeal, and closes the docket.

IT IS SO ORDERED.

I, John T. Therriault, Assistant Clerk of the Illinois Pollution Control Board, certify that the Board adopted the above order on September 17, 2009, by a vote of 5-0.



John T. Therriault, Assistant Clerk
Illinois Pollution Control Board