

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

IN THE MATTER OF:

PRAIRIE RIVERS NETWORK,)	
by and for its members,)	
SIERRA CLUB, ILLINOIS)	
CHAPTER, by and for its members)	
)	
)	
Complainant,)	
)	
v.)	PCB 2010-061
)	(Enforcement-Water)
FREEMAN UNITED COAL)	
MINING CO., L.L.C., and)	
SPRINGFIELD COAL CO., L.L.C.)	
)	
Respondents.)	

**MOTION TO WITHDRAW AS ONE OF THE COUNSEL FOR RESPONDENT
SPRINGFIELD COAL CO., L.L.C.**

Dennis J Gelner II of the law firm of Bryan Cave, LLP, hereby moves to withdraw as one of the counsel for Respondent Springfield Coal Co., L.L.C (“Respondent”). Dennis Gelner is leaving Bryan Cave to work on business projects, though he will retain his law license. Defendants continue to be represented in this matter by Dale Guariglia of the law firm of Bryan Cave, who is lead counsel. Thus, this withdrawal will not delay these proceedings, nor will it be inequitable to any party. Respondent’s interests also will be protected, and they will not be prejudiced as a result of the withdrawal.

WHEREFORE, Dennis J. Gelner II respectfully requests that the Board grant his motion to withdraw as one of the counsel for Respondent Springfield Coal Co. L.L.C.

Respectfully Submitted,

BRYAN CAVE LLP

By:  _____

Dale A. Guariglia, Missouri Bar #32998

Pamela A. Howlett #6281863

Dennis J. Gelner II #6298390

One Metropolitan Square

211 North Broadway Suite 3600

St. Louis, MO 63102

Telephone: (314) 259-2000

Telefax: (314) 259-2020

Attorneys for Respondent,
Springfield Coal Co., L.L.C.

CERTIFICATE OF SERVICE

The undersigned certifies that a copy of the foregoing response was served upon the following parties via U.S. Mail on the ~~26th~~ day of April, 2011:

Thomas Davis
Assistant Attorney General
Environmental Bureau
500 South Second Street
Springfield, IL 62706

Bill S. Forcade
E. Lynn Grayson
James A. Vroman
Jenner & Block LLP
353 N. Clark Street
Chicago, IL 60654-3456

Carol Webb
Hearing Officer
Illinois Pollution Control Board
1021 North Grand Avenue East
Springfield, IL 62794

Jessica Dexter
Environmental Law and Policy Center
35 East Wacker Drive, Suite 1300
Chicago, IL 60601

John Therriault, Clerk
Illinois Pollution Control Board
James R. Thompson Center
100 West Randolph St., Suite 11-500
Chicago, IL 60601