

**ILLINOIS POLLUTION CONTROL BOARD  
OF THE STATE OF ILLINOIS**

ILLINOIS STATE TOLL HIGHWAY AUTHORITY,	)	
	)	
Petitioner,	)	
	)	
vs.	)	PCB 04-141
	)	(UST Appeal)
ILLINOIS ENVIRONMENTAL	)	(Lincoln Oasis South)
PROTECTION AGENCY,	)	
	)	
Respondent.	)	

**NOTICE OF FILING AND PROOF OF SERVICE**

TO: Brad Halloran, Hearing Officer  
Illinois Pollution Control Board  
James R. Thompson Center, #11-500  
Chicago, IL 60611  
[Brad.Halloran@illinois.gov](mailto:Brad.Halloran@illinois.gov)

Melanie Jarvis  
Division of Legal Counsel  
1021 N. Grand Ave., East  
PO Box 19276  
Springfield, IL 62794-9276  
[Melanie.Jarvis@illinois.gov](mailto:Melanie.Jarvis@illinois.gov)

PLEASE TAKE NOTICE that I have today electronically filed with the Office of the Pollution Control Board, Petitioner's Appearance and Motion to Dismiss, copies of which are herewith served upon the above persons on this 13<sup>th</sup> day of May, 2020 by email and first class mail.

**CERTIFICATE OF SERVICE**

I, Victor F. Azar, certify that I caused Petitioner's, Illinois State Toll Highway Authority, Appearance and Motion to Dismiss to be served on the above-listed individuals, by emailing a copy of same by 5:00 p.m. on May 13, 2020.

By: /s/ Victor F. Azar  
Victor F. Azar  
Assistant Attorney General

KWAME RAOUL  
Attorney General, State of Illinois  
Victor F. Azar, Assistant Attorney General  
The Illinois State Toll Highway Authority  
2700 Ogden Avenue  
Downers Grove, IL 60515  
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Attorney No. 6203693

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PROTECTION AGENCY,	)	
	)	
Respondent.	)	

**APPEARANCE**

The undersigned enters his APPEARANCE as attorney for the Defendant, The Illinois State Toll Highway Authority.

KWAME RAOUL  
Attorney General of Illinois

/s/ Victor F. Azar  
Victor F. Azar, AAG

KWAME RAOUL  
Attorney General, State of Illinois  
Victor F. Azar, Assistant Attorney General  
The Illinois State Toll Highway Authority  
2700 Ogden Avenue  
Downers Grove, IL 60515  
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[vazar@getipass.com](mailto:vazar@getipass.com)  
Attorney No. 6203693

I certify that a copy of this Appearance was served upon all parties who have appeared and have not been found by the Court to be in default for failure to plead.

By: /s/ Victor F. Azar  
Victor F. Azar  
Assistant Attorney General

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ILLINOIS STATE TOLL HIGHWAY	)	
AUTHORITY,	)	
Petitioner,	)	
	)	
V.	)	PCB 04-141
	)	(UST Appeal)
	)	(Lincoln South HPCAP/B)
	)	
ILLINOIS ENVIRONMENTAL	)	
PROTECTION AGENCY,	)	
Respondent.	)	

**MOTION TO DISMISS**

NOW Comes the Petitioner, the ILLINOIS STATE TOLL HIGHWAY AUTHORITY, by its undersigned counsel and hereby moves the Board to dismiss this matter and close the subject docket.

In support hereof, Petitioner states as follows:

1. The parties hereto have been able to resolve all disputes arising hereunder and no outstanding issues remain to be resolved.

WHEREAS, the Petitioner moves the Board to dismiss this matter and close the docket.

Respectfully Submitted,

ILLINOIS STATE TOLL HIGHWAY AUTHORITY,  
Petitioner,

By: /S/ Victor F. Azar

Victor Azar  
Sr. Asst. Attorney General  
Illinois State Toll Highway Authority  
2700 Ogden Avenue  
Downers Grove, IL 60515  
630-241-6800 ex.1540