

PROPOSED

**IN THE CIRCUIT COURT OF ILLINOIS FOR THE 18TH JUDICIAL CIRCUIT
DUPAGE COUNTY, CHANCERY DIVISION**

STERIGENICS U.S., LLC,)	
)	
Plaintiff,)	
)	
v.)	
)	Case No. 2019CH000566
JOHN KIM, not individually, but solely in his capacity as Director of the Illinois Environmental Protection Agency, and the ILLINOIS ENVIRONMENTAL PROTECTION AGENCY,)	
)	
Defendants.)	
)	

JOINT STIPULATION AND ORDER OF DISMISSAL

Plaintiff STERIGENICS U.S., LLC (“Plaintiff” or “Sterigenics”), and defendants JOHN KIM, not individually, but solely in his capacity as Director of the Illinois Environmental Protection Agency (“Kim”), and the ILLINOIS ENVIRONMENTAL PROTECTION AGENCY (“IEPA”) (collectively, “Defendants”), hereby submit this Joint Stipulation and request that this Court dismiss this action with prejudice. In support thereof, Plaintiff and Defendants state as follows:

1. On September 6, 2019, this Court entered a Consent Order in *PEOPLE OF THE STATE OF ILLINOIS, ex rel. KWAME RAOUL, Attorney General of the State of Illinois, and ex rel. ROBERT BERLIN, State’s Attorney for DuPage County, Illinois, v. STERIGENICS U.S., LLC*, No. 2018 CH 001329 (the “Consent Order”).

2. On September 10, 2019, in accordance with Paragraph III.J.1 of the Consent Order, IEPA issued a Removal of Seal Order (a copy of which is attached as Exhibit 1 hereto)

concerning the Seal Order that was issued by IEPA on February 15, 2019 (a copy of which is attached as Exhibit A to the Complaint in this action).

3. Also in accordance with Paragraph III.J.1 of the Consent Order, Plaintiff and Defendants hereby request that this action be dismissed with prejudice and without costs.

4. Nothing herein shall affect the Court's retention of jurisdiction to enforce the terms of the Consent Order.

SO STIPULATED AND AGREED,

JOHN KIM, not individually, but solely
in his capacity as Director of the
Illinois Environmental Protection Agency,
and the ILLINOIS ENVIRONMENTAL
PROTECTION AGENCY

STERIGENICS U.S., LLC

By: /s/ Stephen J. Sylvester

By: /s/ Gerard D. Kelly

CHRISTOPHER G. WELLS
STEPHEN J. SYLVESTER
DANIEL I. ROTTENBERG
Assistant Attorneys General
69 West Washington Street, #1800
Chicago, Illinois 60602
(312) 814-2087/3816
cwells@atg.state.il.us
ssylvester@atg.state.il.us
drottenberg@atg.state.il.us

GERARD D. KELLY
STEPHANIE C. STERN
KATE LAMBERT
SIDLEY AUSTIN LLP
One South Dearborn Street
Chicago, Illinois 60603
(312) 853-7000
gkelly@sidley.com
sstern@sidley.com
klambert@sidley.com

By: /s/ Lisa Smith

LISA SMITH
GREGORY VACI
Assistant State's Attorneys
503 N. County Farm Road
Wheaton, Illinois 60187
(630) 407-8206
Lisa.Smith@dupageco.org
Gregory.Vaci@dupageco.org

SO ORDERED:

ENTERED: _____
J U D G E

DATED: _____