

**BEFORE THE ILLINOIS POLLUTION CONTROL BOARD**

<b>ILLINOIS POWER RESOURCES</b>	)	
<b>GENERATING, LLC,</b>	)	
	)	
Petitioner,	)	
	)	
v.	)	<b>PCB 2022-051</b>
	)	<b>(NPDES Permit Appeal)</b>
<b>ILLINOIS ENVIRONMENTAL</b>	)	
<b>PROTECTION AGENCY,</b>	)	
	)	
Respondent.	)	
	)	

**NOTICE OF FILING**

To: Division of Legal Counsel	Pollution Control Board, Attn: Clerk
Illinois Environmental Protection Agency	100 West Randolph Street
1021 North Grand Avenue East	James R. Thompson Center, Suite 11-500
P.O. Box 19276	Chicago, Illinois 60601-3218
Springfield IL 62794-9276	<a href="mailto:PCB.Clerks@illinois.gov">PCB.Clerks@illinois.gov</a>
<a href="mailto:epa.dlc@illinois.gov">epa.dlc@illinois.gov</a>	

PLEASE TAKE NOTICE that today I have electronically filed with the Office of the Clerk of the Illinois Pollution Control Board the attached **WAIVER OF DECISION DEADLINE** and a **CERTIFICATE OF SERVICE**, copies are which are herewith served upon you.

Respectfully submitted,  
Illinois Power Resources Generating, LLC

Dated: May 13, 2022

/s/ Sarah L. Lode  
One of its Attorneys

Daniel J. Deeb  
Amy Antonioli  
Sarah L. Lode  
ARENTFOX SCHIFF LLP  
233 South Wacker Drive, Suite 7100  
Chicago, Illinois 60606

(312) 258-5500

[Dan.Deeb@afslaw.com](mailto:Dan.Deeb@afslaw.com)

[Amy.Antoniolli@afslaw.com](mailto:Amy.Antoniolli@afslaw.com)

[Sarah.Lode@afslaw.com](mailto:Sarah.Lode@afslaw.com)

*Attorneys for Illinois Power Resources  
Generating, LLC*

**BEFORE THE ILLINOIS POLLUTION CONTROL BOARD**

<b>ILLINOIS POWER RESOURCES</b>	)	
<b>GENERATING, LLC,</b>	)	
	)	
Petitioner,	)	
	)	
v.	)	<b>PCB 2022-051</b>
	)	<b>(NPDES Permit Appeal)</b>
<b>ILLINOIS ENVIRONMENTAL</b>	)	
<b>PROTECTION AGENCY,</b>	)	
	)	
Respondent.	)	
	)	

**WAIVER OF DECISION DEADLINE**

NOW COMES Petitioner Illinois Power Resources Generating, LLC (“IPRG”), by and through its attorneys, ArentFox Schiff LLP, pursuant to 35 Ill. Admin. Code § 101.308(c)(2), and hereby agrees to an open waiver of the decision deadline for final action by the Illinois Pollution Control Board (“Board”) in this proceeding. In support of this waiver, IPRG states as follows:

1. On March 22, 2022, the parties filed a joint request to extend until May 5, 2022, the time period for IPRG to file its permit appeal, which the Board granted.
2. On April 22, 2022, IPRG filed a Petition for Review of an Illinois Environmental Protection Agency NPDES Permit Decision.
3. IPRG challenges a condition of NPDES Permit No. IL0055620 issued by the Illinois Environmental Protection Agency on February 15, 2022.
4. The current decision deadline for this matter is August 21, 2022.
5. IPRG hereby voluntarily agrees to an open waiver of the decision deadline.

WHEREFORE, IPRG requests that the Board accept this waiver of the decision deadline for final action on the Petitioner's Petition for Review.

Respectfully submitted,

Illinois Power Resources Generating, LLC

Dated: May 13, 2022

/s/ Sarah L. Lode  
One of its Attorneys

Daniel J. Deeb  
Amy Antonioli  
Sarah L. Lode  
ARENTFOX SCHIFF LLP  
233 South Wacker Drive, Suite 7100  
Chicago, Illinois 60606  
(312) 258-5500  
[Dan.Deeb@afslaw.com](mailto:Dan.Deeb@afslaw.com)  
[Amy.Antonioli@afslaw.com](mailto:Amy.Antonioli@afslaw.com)  
[Sarah.Lode@afslaw.com](mailto:Sarah.Lode@afslaw.com)

*Attorneys for Illinois Power Resources  
Generating, LLC*

**CERTIFICATE OF SERVICE**

I, the undersigned, certify that on this 13th day of May, 2022:

I have electronically served a true and correct copy of Waiver of Decision Deadline, by electronically filing with the Clerk of the Illinois Pollution Control Board and by e-mail upon the following persons:

Division of Legal Counsel  
Illinois Environmental Protection Agency  
1021 North Grand Avenue East  
P.O. Box 19276  
Springfield IL 62794-9276  
[epa.dlc@illinois.gov](mailto:epa.dlc@illinois.gov)

Pollution Control Board, Attn: Clerk  
100 West Randolph Street  
James R. Thompson Center, Suite 11-500  
Chicago, Illinois 60601-3218  
[PCB.Clerks@illinois.gov](mailto:PCB.Clerks@illinois.gov)

My e-mail address is [Sarah.Lode@afslaw.com](mailto:Sarah.Lode@afslaw.com).

The number of pages in the e-mail transmission is 5.

The e-mail transmission took place before 5:00 p.m.

          /s/ Sarah L. Lode          

Sarah L. Lode

Dated: May 13, 2022

Daniel J. Deeb  
Amy Antonioli  
Sarah L. Lode  
ARENTFOX SCHIFF LLP  
233 South Wacker Drive, Suite 7100  
Chicago, Illinois 60606  
(312) 258-5500  
[Dan.Deeb@afslaw.com](mailto:Dan.Deeb@afslaw.com)  
[Amy.Antonioli@afslaw.com](mailto:Amy.Antonioli@afslaw.com)  
[Sarah.Lode@afslaw.com](mailto:Sarah.Lode@afslaw.com)