

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

IN THE MATTER OF:)
) AS 2021-003
PETITION OF MIDWEST)
GENERATION, LLC FOR AN)
ADJUSTED STANDARD FROM) (Adjusted Standard)
845.740(a) AND FINDING OF)
INAPPLICABILITY OF PART 845 FOR)
THE WAUKEGAN STATION)

NOTICE OF FILING

To: See attached Service List

PLEASE TAKE NOTICE that I have today electronically filed with the Office of the Clerk of the Pollution Control Board Midwest Generation, LLC's Motion to Correct February 13, 2024 Hearing Transcript, a copy of which is herewith served upon you.

Dated: March 19, 2024

MIDWEST GENERATION, LLC

By: /s/Kristen L. Gale

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CERTIFICATE OF SERVICE

The undersigned, an attorney, certifies that a true copy of the foregoing Notice of Filing and Midwest Generation, LLC's Motion to Correct February 13, 2024 Hearing Transcript was electronically filed on March 19, 2024 with the following:

Don Brown, Clerk of the Board
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and that copies were sent via e-mail on March 19, 2024 to the parties on the service list.

Dated: March 19, 2024

/s/Kristen L. Gale

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**MIDWEST GENERATION, LLC’S MOTION TO CORRECT
FEBRUARY 13, 2024, HEARING TRANSCRIPT**

Pursuant to 35 Ill. Adm. Code 101.604, Respondent Midwest Generation, LLC (“MWG”), by its undersigned counsel, submits to the Hearing Officer this motion to correct the transcript for the February 13, 2024, hearing date and states as follows:

- 1) On or about March 6, 2024, the transcript for the first day (February 13, 2024) of a hearing held February 13 and February 14, 2024, for the above captioned matter was filed with the Illinois Pollution Control Board Clerk’s Office.
- 2) MWG has noted the following typographical errors in the February 13 hearing transcript and requests that the Hearing Officer direct the court reporter to make the following corrections and resubmit the corrected transcripts:

February 13, 2024, Hearing Transcript Corrections

Page No.	Line No.	Now Reads	Requested Correction
3	15	Darin LeCrome	Darin LeCrone
296	7, 11, 18, 20, 21	The above error occurs globally on these pages and lines	
298	22		
299	1, 8		
301	2		
304	10		
314	5		
318	11		

Page No.	Line No.	Now Reads	Requested Correction
7	20	CRR	CCR
8	11	The above error occurs globally on these pages and lines	
9	3		
34	17, 23, 24		
36	21		
41	18		
42	24		
44	9		
46	7		
7	22	the large slag made	the large slag field made
10	11	Midwest General	Midwest Generation
11	3	working with Illinois EPA SRP	working with the Illinois EPA SRP
12	17	field into a CCE surface	field into a CCR surface
12	21	the grass city field	the grassy field
19	3-4	you know, Midwest Generation is if anyone wanted	you know, Midwest Generation is a party to this matter, so if anyone wanted
21	7-8	where they were sluiced	where they sluiced
23	15	I believe our MPD -- MPDES permit.	I believe our NPD -- NPDES permit.
23	19	MPDES	NPDES
27	24	you started the station	you started at the station
33	21	A common switchover	A ComEd switchyard
35	6	construction this permit	Construction. This permit
36	4	low volume space pond	low volume waste pond
39	3	received for CCR	received was for CCR
59	19	Summary Potential	Summary of Potential
62	5	was to 60-day	was a 60-day
62	9	publish and	publish a
63	14	history construction	history of construction
66	17	That's been about	That's it about
72	22	consentor	consent order
73	4	consentor	consent order
73	5	consentor	consent order
83	12	risk-base	risk- based
83	20	He does that	How does that
87	1	IPA	IEPA
87	14	successive	successful
93	10	we had bead created	we had created
94	15	Site Remediation Program	the Site Remediation Program
94	16	as though he we were	as though we were
95	24	as a square fill area	as a historic fill area

Page No.	Line No.	Now Reads	Requested Correction
96	22	document	docket
98	4	agree to	agree applies to
107	7	'22	22
107	20	TACO Tiered	TACO Tier
109	8	a cull out	a call out
111	12	as they were are	as they were
112	15	solids, a stated Class 1	solids, exceeded Class 1
114	21	upgrading of wells	upgradient wells
119	3	that he was	what was
121	7	possibilities of sources	possibilities as sources
126	16	contaminating groundwater	contaminated groundwater
127	20	Mann-Kendall trend for test	Mann-Kendall test for trend
234	20-21	impoundment area is that a Superfund site?	impoundment areas a Superfund site?
236	18	cannot the remember	cannot remember
237	21	model that used to	model that is used to
241	1	could agree with	could disagree with
242	9	EPA	IEPA
249	24	2012, the second	2012, the Site
251	11	To the Property E.	To the Property deed.
265	19	And did you not make	And you did not make
265	22	And did you not review	And you did not review
273	10	Exhibit 30 from	Exhibit 3 from
285	11	And did you not rely	And you did not rely
286	10	A1 of Agency	A1 of the Agency's
286	13	the Agency construction?	the history of construction?
289	22	1916	1961
290	8	build up	built up
290	10	1994	1974
290	21-22	proximity in time it takes to construction	proximity in time to construction
298	3	engineer	engineering
300	1	Coal Mind Permit	Coal Mine Permit
300	18	admission party	admission by a party
303	3	Biggs	Briggs
303	6	Biggs	Briggs
304	20	involved and at	involved in at
305	13	basic	basin

WHEREFORE, for the reasons stated above, MWG requests that the Hearing Officer direct the court reporter to correct the February 13, 2024, hearing transcript and resubmit the corrected transcript.

Respectfully submitted,
Midwest Generation, LLC

By: /s/ Kristen L. Gale
One of Its Attorneys

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