

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

MIDWEST GENERATION, LLC,)	
)	
Petitioner,)	
)	PCB 13-024
v.)	(Variance-Air)
)	
ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY,)	
)	
Respondent.)	

NOTICE

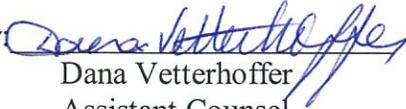
To: John Therriault, Assistant Clerk Illinois Pollution Control Board James R. Thompson Center 100 West Randolph, Suite 11-500 Chicago, Illinois 60601-3218	Kathleen C. Bassi Stephen J. Bonebrake Andrew N. Sawula 233 South Wacker Drive, Suite 6600 Chicago, IL 60606
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Bradley Halloran, Hearing Officer
Illinois Pollution Control Board
James R. Thompson Center
100 West Randolph, Suite 11-500
Chicago, Illinois 60601

PLEASE TAKE NOTICE that I have today filed with the Office of the Pollution Control Board the APPEARANCE and CERTIFICATION OF PUBLICATION of the Illinois Environmental Protection Agency, a copy of which is herewith served upon you.

Respectfully submitted,

ILLINOIS ENVIRONMENTAL
PROTECTION AGENCY

By: 
Dana Vetterhoffer
Assistant Counsel
Division of Legal Counsel

DATED: December 13, 2012
1021 N. Grand Ave. East
P.O. Box 19276
Springfield, IL 62794-9276
(217) 782-5544

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APPEARANCE

The undersigned hereby enters her appearance as an attorney on behalf of the Illinois Environmental Protection Agency.

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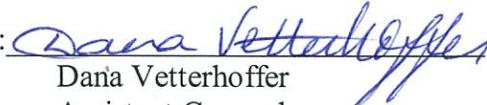
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CERTIFICATION OF PUBLICATION

The ILLINOIS ENVIRONMENTAL PROTECTION AGENCY, by its attorney and pursuant to 35 Ill. Adm. Code 104.214(f), certifies that notice of the Petition for Variance was published in the Joliet *Herald News* on December 12, 2012; the Peoria *Journal Star* on December 11, 2012; the Waukegan *News-Sun* on December 12, 2012; and the *Lawndale News/Westside Times* on December 13, 2012. Copies of the published notice are attached.

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Pollution Variance

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The Illinois EPA solicits the views of persons who may be affected by the variance. Address any comments or inquiries to: Dana Vetterhoffer, Assistant Counsel, Air Regulatory Unit, Division of Legal Counsel, Illinois Environmental Protection Agency, 1021 North Grand Avenue East, Post Office Box 19276, Springfield, Illinois 62794-9276 (telephone: 217/782-5544).

The Illinois EPA is preparing a recommendation, and, unless otherwise ordered by the hearing officer or Board, plans to file the recommendation by no later than January 14, 2013. The record will remain open for written comments for 45 days after the filing of the recommendation. Comments must be submitted to the Board at the address specified above. The record is available at the Board office for inspection, except those portions that are protected from disclosure under 35 Ill. Adm. Code 130. Procedures are available whereby disclosure may be sought by the public.

A hearing may be held after the filing of the recommendation. Anyone may request a hearing. However, if a written objection to the variance and a request for hearing are received by the Board office no later than twenty-one (21) days from the publication of this Notice, the Board must conduct a hearing on the petition.

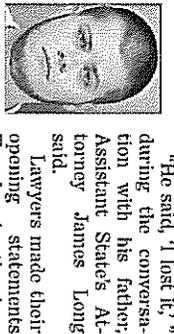
Local News

Elwood man accused of killing toddler told dad 'I lost it,' prosecutors say

BY JANET LUNDQUIST
jlanet@glb.com

In the days after his fiancée's toddler died from being hit in her head, the Elwood man charged with killing her called his father from the Will County jail, prosecutors said.

Lee K. Ponsle, 29, had told police he had been up all night with the teething 18-month-old the night before she died, and that he had hit the baby during the night.



Ponsle

"He said, 'I lost it,'" during the conversation with his father, Assistant State's Attorney James Long said.

Lawyers made their opening statements Tuesday in the jury trial for Ponsle, who was charged with murder in connection with the April 2009 death of Halli R. Burton, the daughter of a woman he met on an internet dating website and who had moved into his home just three days before. He was engaged to Jessi Duntlap of

White Hall, Ill., but Ponsle was not the baby's father.

While the toddler appeared to be fine the day after she was beaten, her heart stopped during an evening nap, prosecutors said. Prosecutors say her brain was slowly swelling since she was hit, which eventually killed her.

Her autopsy turned up 20 bruises around her head, prosecutors said.

"The pattern looked like a leopard," Long said.

While Ponsle, who has a 7-year-old son of his own, admitted he hit the girl, he never said how many times he hit her or how hard he hit her, Ponsle's attorney Gerald Klejman said.

Ponsle "took care of her like she was his own daughter, because that's how he felt about Halli. Like that was his own daughter," Klejman said.

Halli's biological father, Joshua Burton, testified Tuesday that Halli was an easy sleeper, sometimes waking during the night like a typical baby.

Burton, 28, choked back tears as he confirmed photos of Halli that were taken the last time he saw her alive, during an Easter egg hunt in his hometown of White Hall.

"We flew a kite together," Burton added.

On April 15, 2009, the girl was taken to Provena Saint Joseph Medical Center in Joliet and pronounced dead at 8:05 p.m. "The cause of her death was later determined to be blunt force trauma to her head.

A paramedic and emergency room doctor who treated Halli also testified Tuesday morning, saying they were not able to revive the girl at any point. Both said they saw a bruise on her cheek, an injury sustained days before her death.

Ponsle was in White Hall and had been watching the toddler while her mother was at work, prosecutors said. He told the girl's mother Halli brushed her cheek when she fell off a toy and hit her face on the floor.

Klejman pointed out that the girl had also walked into the tailgate of a pickup truck and injured herself days before she died, and fell into a lower-level crawlspace of Ponsle's house the day she and her mother moved in.

The trial is scheduled to continue Wednesday.

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Pekin cleaner gets jail for slew of offenses

Sean Juergens gets 90 days after run-ins with officers, cabbie and more

BY MICHAEL SMOTHERS

PEKIN — Sean Juergens racked up an impressive record of troubles this year with neighbors, police and courts, topped off with an unprovoked cab driver.

A judge on Monday ordered the Pekin man to take what amounted to a well-earned break in jail for his erratic behavior.

Seven times officers ticketed Juergens, 35, for unlicensed solicitation — in one case at least for knocking on doors and asking for money. The man was arrested for theft by deception, and twice again for criminal trespass to private and school-controlled property.

Two more times Juergens fought with peace officers, once with the police who came to arrest him for allegedly threatening the cabbie and once with jail correction officers. To round off the year, he twice was arrested for failing to appear in court.

It added up to 90 days in jail, most of which he's already served, two years of probation and \$5,003 in fines for one felony, five misdemeanors and a city soliciting violation.

Juergens has a long history of traffic violations that might explain why one late night last August, he took a cab from his home at 1007 S. Capitol Street to Peoria. The driver said Juergens told him to wait and, minutes later, returned from a residence with a man who aimed a handgun at the driver and said he wasn't going anywhere until he got the \$500 Juergens owed him.

With that debt apparently settled, Juergens rode back to Pekin in the cab and paid his fare, but then demanded cash from the driver, court records stated. When the driver refused, Juergens tried to pull the cab's meter out and warned the driver, "You better watch your back."

The driver left and called police, who had to shock Juergens twice with Taser jolts and use more force to get him from his house and into handcuffs.

Juergens posted \$2,000 cash bail after he was charged with aggravated battery to a police officer, then produced another \$2,500 to pay the new bail set when he failed to appear in court on the case as scheduled. A second failure weeks later put him in jail on \$75,000 bond.

He will serve 31 more days of his jail term on convictions for felony aggravated battery and two misdemeanors each of theft and trespassing, as well as the solicitation violation.

Prosecutors in the plea agreement dismissed charges of resisting a police officer and possessing drug paraphernalia — a crack cocaine pipe that stemmed from Juergens' arrest in August.

CORRECTION: Name misspelled: Trayvon Martin is the 17-year-old killed in Sanford, Fla., earlier this year. His name was misspelled in an article about Emmannuelle Bailey-Gresne in Sunday's special section about the area's Most Interesting Young People.

CORRECTION POLICY: The Journal Star strives for accuracy in its reporting. If you are aware of an error in the paper or on our website, please contact news@jstar.com or call (309) 686-3255.

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District 150 retains private bus firm

But ongoing shortage of substitute teachers remains unresolved

BY PAUL ADAMS

PEORIA — Peoria School District 150 board members approved an approximately \$200,000 solution to the ongoing bus-driver shortage by extending the contract to a private bus company for another year.

But neither District 150 Superintendent Grentia Lathan nor teachers union President Rob Darling had answers to the continuing shortage of substitute teachers.

"I don't know how to fix it. I'm just letting you know we have a major problem where we can't find subs in District 150," Darling said during the public comments portion of Monday night's board meeting.

Asked to elaborate after the meeting, Lathan agreed with Darling. "It is an issue we've all frustrated," she said.

Teachers at hard-to-staff schools may give up as many as two preparation periods a week, she said, filling in for classrooms with absent teachers and no substitutes.

The substitute teacher shortage is not a problem at every school, Lathan said. Schools hit hardest by the issue include the three

high schools and Glen Oak and Harrison Community Learning Centers.

District 150 increased pay for substitute teachers last year, in an effort to alleviate the shortage.

Board members extended the contract with First Student, a private-bus company originally hired to alleviate the bus driver shortage, for a second time.

The one-year contract with First Student, a private bus firm first hired in 2011, guarantees the company a minimum of 10 and up to 25 routes daily at a projected minimum cost of \$296,288 for the year.

From the initial contract to the latest one, a 10 percent increase in the 2012, the district will have

paid First Student about \$900,000.

Board member Debbie Wolpemyer joined fellow board members in a unanimous vote in spite of her misgivings about a contract that did not give the district an out in case it suddenly hired enough drivers.

"I just have reservations approving a contract we're locked into for 10 routes," she said.

The district operates 121 routes daily with about 100 District 150 drivers.

Transportation supervisors, mechanics and other employees typically fill in on 10 routes, while First Student handles another 10 routes.

board approved: A \$170,000 contract with the architectural firm PCM Plus D to design a new gym for Calvin Coolidge Middle School and a new cafeteria for Rolling Acres Middle School.

A \$68.6 million property tax levy for 2012. The levy request will move to the Peoria County clerk's office.

A resolution that gives District 150 the option to waive school holidays for the 2013-14 and 2014-15 school years. The resolution is basically a formality required by state law.

Paul Adams can be reached at 685-3745 or pauladams@jstar.com. Follow him on Twitter @pauladams.

POLICE AND COURTS

Man thrown from moving vehicle during seizure

PEORIA — Police said a man having a seizure was apparently thrown from a moving vehicle Monday.

The driver was traveling south on Main Street about 5:45 p.m. and threw the passenger from a pickup truck at Main Street and Perry Avenue.

Police said the 42-year-old victim, whose identity was not released, is homeless.

Police said the man was found in the street, lying on his side and continuing to have a seizure.

He was transported to OSF Saint Francis Medical Center for treatment. A condition report could not be obtained Monday night.

Bloomington woman admits to concealing homicide

BLOOMINGTON (AP) — A woman who's accused of choking her in-law to death pleaded guilty to hiding the body.

Nashlin admitted directing police to a forest preserve, where the victim was found buried. Judge Robert Freitag said she faces two to five years when she is sentenced on the concealment charge.

DNA links 1989 murder to Stateville inmate

CHICAGO (AP) — Police say a man already serving time for another crime has been charged with the 1989 murder of Chicago woman.

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City of Peoria

Queen E. Halmer, 51, 339 E. Richmond Ave., and Doreen E. Dillard, 24, 2722 W. Garden St., was arrested at 1:15 a.m. Monday in the 2000 block of West Star Street.

Both were booked on charges of aggravated use of a weapon and firearm owners identification card. Halmer additionally was booked on charges of obstructing justice and failure to appear.

Chicago police reopened the case and found that DNA evidence links Escort to Smith, who was beaten to death.

Escort's bail was set at \$750,000 on Sunday. However, because he's in prison he cannot be released on bond.

Police documents show that Escort was in the custody of the Illinois Department of Corrections when he was arrested for the murder.

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SPECIAL ADVERTISING FEATURE 8000 FREEDOM AVE., N. CANTON OH 44720

Gov't releases new \$2 bills; public gets them free

Consumers flood Illinois Currency Hotlines to get free \$2 bills just released by the U.S. Gov't before they're all gone

Valuable uncut sheets of money are now being handed over free to U.S. residents who beat the 48-hour order deadline to get Vault Stacks full of real money.

ILLINOIS — When Mary Ellen Whitrow, retired 40th Treasurer of the United States tells you to do something, you better listen.

And when she says you can get the valuable uncut sheets of \$2 bills just released by the U.S. Gov't for free, you better do it today.

"As Executive Advisor to the World Reserve, I get paid to know the inside scoop. When I heard that valuable uncut sheets of \$2 bills were being given away free to everyone who claims the protective bankers portfolios for just a few bucks each, I was shocked. I know money and believe me, there's nothing more much these uncut \$2 bills loaded in the bankers portfolios could be worth some day. That's why I'm advising everyone to call the Illinois Currency Hotlines and get as many as you can today. Because everyone who does is getting the valuable uncut sheets of Gov't issued money for free," Whitrow said.

"This announcement is being so widely advertised because you can't get these uncut sheets of never-circulated \$2 bills at banks or credit unions. So residents who want to get the \$2 bills for free had better hurry and call the Illinois Currency Hotlines to get the Vault Stacks containing three protective bankers portfolios beginning at precisely 8:30am this morning. Because once they're gone, they're gone," said Jefferson Marshall, Executive Director of the



HOT OFF GOV'T PRESS: These are the valuable uncut sheets of never circulated \$2 bills just released by the U.S. Gov't that everyone's trying to get before they're all gone by calling 1-888-394-2206.

private World Reserve. "Currency values always fluctuate, and there are never any guarantees. But those who get in on this now will be the really smart ones. Just think about it: the Illinois Currency Hotlines to get the Vault Stacks containing three protective bankers portfolios beginning at precisely 8:30am this morning. Because once they're gone, they're gone," said Jefferson Marshall, Executive Director of the

covering: \$430 for 1 bankers portfolio, or just \$99 for 3 bankers portfolios. "That's a real steal since everyone who beats the deadline is getting the valuable sheets of money for free," Whitrow said. "So, residents who want these uncut sheets of real money for free need to immediately call 1-888-394-2206 with claim code ZC1621. If lines are busy keep trying, we promise to answer all calls," Marshall said.

Publication Date: 12/12/2012

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Antioch arts association gets new home

BY DIANA KUYPER
Special to the News-Sun

The Antioch Fine Arts Association is moving from its original downtown location at 983 Main St., to a larger space only about a mile south at 41380 Route 83.

AFAP's home since it was started 11 years ago has been a two-story frame house that was once the parsonage for the church next door, one of the village's oldest buildings now owned by Lake Region Historical Society. The church has been renovated and is known as The Meeting House.

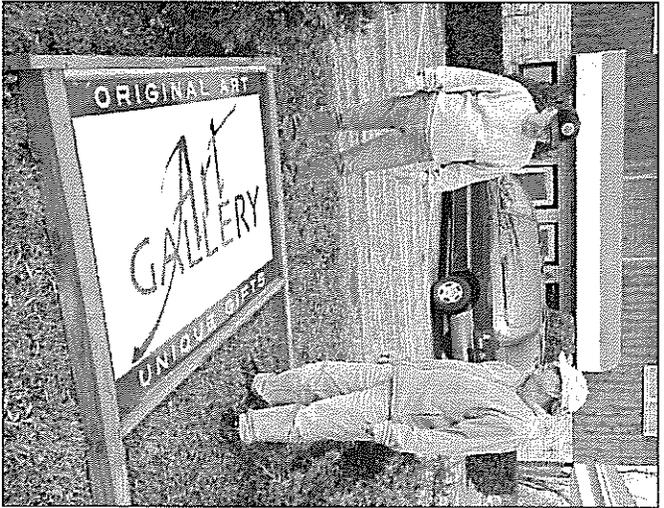
The historical center's archives are in the former Lasso Florist building to the north. The parsonage to the north, at the corner of Main Street and Ida Avenue, has been used virtually rent-free by AFAP since it was established in 2001.

"When we first acquired the house, it stood empty, but my dad, Roger Jindrich, and Roger Shink, a founder of AFAP, entered a gentleman's agreement to use the building," said Wendy Maston, historical society president. AFAP funded improvements to the building including air conditioning and a new furnace.

"AFAP paid us \$1,800 in rent this year, but it has cost us \$40,000 over the past decade to take care of the building and for taxes. We need to change a higher rent but AFAP can't afford to pay the amount we need to change," said Maston, who said the historical society, like AFAP, is cash strapped and needs to generate more revenue to meet expenses. "We hope to find a renter, perhaps a professional like an attorney, to move into the building. We need to have a certain income from a renter to pay our expenses."

In the meantime, AFAP leaders have been looking for a new home.

"We were determined to stay in Antioch and are delighted we found our new location just south of Route 173 on the west side of Main Street, less than a mile



Roger Shink (left) of Antioch and Ken Utgen of Lake Villa decide where to put the sign at the new Antioch Fine Arts Association at 41380 Route 83 in Antioch. (THOMAS DELANEY FOR NEWS-SUN) PHOTOS BY DIANA KUYPER

from our current location," said AFAP President Gayle Mondie, a watercolor artist who lives in Ingleside.

There is plenty of room for a new gallery, gift shop and studios for artists in the building used previously as a chiropractor's office and a bank.

"Our new landlords, Paul and Donna Pawelski, are supportive people and support the work of the arts. They have given us freedom to do what we want to make it our home," said Mondie.

AFAP members are cleaning and painting and getting ready for the move that will follow the last show that closes Dec. 15 at the current location. "We will use upstairs for studios for our artists. Downstairs will be gallery space and an area offering unique gifts. It is very easy to access the large parking lot. It will be a nice location for us as we hope to offer more classes and one-day workshops to reach more people in the community with the arts."

Mondie said the decision making involved in the move has been a team effort and included Robert Shure, vice president; Daisy Perez, vice president-elect; and other officers Katie DiOrio, Rich Elingsen, Bernita Schutte, Bev Walczak, Maribus Clava, and Donna Pawelski. Mondie said the historical society was very generous in allowing AFAP to pay little or no rent as it worked toward the goal of bringing art to the community and offering the public opportunities to learn about and enjoy art. "Our 45 artists live within about a 30-mile radius of Antioch and work in all kinds of media, ranging from sculpture to paintings to stained glass, photography and jewelry."

Mondie said AFAP members support and participate in local art-centered events. The Chain hand-raising project sponsored by Antioch Chamber of Commerce. At the end of next year, AFAP members will have a show at Anderson Art Center, Kenosha, Wis., with more information about the show to be announced in early 2013. Future exhibits at the new location will be announced in 2013. "We will open in January with an opening celebration scheduled for warmer weather when we can take the art outside and we can give tours of our new art center," said Mondie.

Mondie said the organization survives on the support of individuals and businesses in the area. "We are seeking individual donations of \$500 to help get our new space up and running. Donors who are that generous will be listed on a plaque that will be displayed at the grand opening and hang in the gallery. We appreciate all donations that go toward bringing art to our community and our community to the arts."

Meanwhile, the historical society, also a not-for-profit, is gearing up for a spring art show to coordinate with the Antioch School District 34 art crawl in May.

"Also in 2013, the meeting house will be 150 years old and we will focus on celebrating that anniversary," said Maston, which will include an exhibit of Civil War-era dresses owned by museum director Ainsley Wandering in the summer, followed by a quilt show in the fall.

"Through these events we hope to generate a lot more interest and donations so we can keep paying the heating bills," said Maston. "At this point, we are maintaining four buildings, including our school house museum."

A new roof on the school house at 817 Main St. and a new roof on the former AFAP building have cut into the organization's dwindling funds, said Maston.

For more information about AFAP, visit the foundation's Web site, www.antiochfinearts.org. More information about the historical society is found at www.LakeRegionHistory.org.

Pollution Variance

On November 30, 2012, Midwest Generation, LLC ("MWG"), with sources located in Cook County, Will County, Tazewell County, and Lake County, filed with the Illinois Pollution Control Board ("Board") a petition for variance under Title IX of the Environmental Protection Act ("Act") [415 ILCS 5/35-38]. Pursuant to Section 35 of the Act [415 ILCS 5/35] and 35 Ill. Adm. Code 104, the Board has the authority to grant a variance. MWG requests a variance from portions of the Combined Pollutant Standard, set forth at 35 Ill. Adm. Code 225.291-299. Specifically, MWG seeks a variance from the system-wide sulfur dioxide ("SO2") emission rates set forth in 35 Ill. Adm. Code 225.295(b) from January 1, 2015, to December 31, 2016, with respect to the Crawford Generating Station (3501 South Pulaski Rd., Chicago, IL), Joliet Generating Station (1800 Channahon Rd., Joliet, IL), Poweron Generating Station (13082 East Mantio Rd., Pekin, IL), Waukegan Generating Station (401 East Greenwood Ave., Waukegan, IL), and Will County Generating Station (529 East 135th Rd., Romeoville, IL). Consistent with such request, MWG also seeks a variance from, or amendments to, portions of the Board's order in *Midwest Generation, LLC - Waukegan Generating Station v. Illinois Environmental Protection Agency, PCB 12-121* (Aug. 23, 2012), in which the Board ordered MWG to comply with the system-wide emission rates for SO2 set forth in 35 Ill. Adm. Code 225.295(b). Finally, with respect to the Waukegan Generating Station, MWG requests a variance from the requirement set forth in 35 Ill. Adm. Code 225.296 (a) (2) regarding installation of certain SO2 control equipment on Waukegan Unit 8 by December 31, 2014. MWG requests a five-month delay in such requirement, to May 31, 2015. A copy of this variance may be obtained through the Clerk's Office at the Board, located at: James R. Thompson Center, 100 West Randolph Street, Suite 11-500, Chicago, Illinois 60601 (telephone: 312/814-3620).

The Illinois EPA solicits the views of persons who may be affected by the variance. Address any comments or inquiries to: Dana Vetterhoffer, Assistant Counsel, Air Regulatory Unit, Division of Legal Counsel, Illinois Environmental Protection Agency, 1021 North Grand Avenue East, Post Office Box 19276, Springfield, Illinois 62794-9276 (telephone: 217/782-5544).

The Illinois EPA is preparing a recommendation, and, unless otherwise ordered by the hearing officer or Board, plans to file the recommendation by no later than January 14, 2013. The record will remain open for written comments for 45 days after the filing of the recommendation. Comments must be submitted to the Board at the address specified above. The record is available at the Board office for inspection, except those portions that are protected from disclosure under 35 Ill. Adm. Code 130. Procedures are available whereby disclosure may be sought by the public.

A hearing may be held after the filing of the recommendation. Anyone may request a hearing. However, if a written objection to the variance and a request for hearing are received by the Board office no later than twenty-one (21) days from the publication of this Notice, the Board must conduct a hearing on the petition.

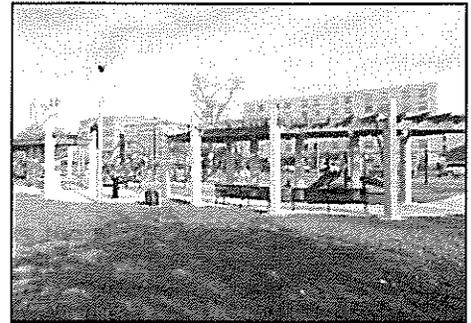
Years Later, Casa Central Receives Playground for Children in Humboldt Park

The founder of Casa Central Social Services Agency, Reverend Daniel Alvarez, a few years ago took the initiative of asking the politicians of the 26 ward to install a playground for children in Humboldt Park. At the time there was no playground anywhere in Humboldt

Park for children under 12 years of age. After several attempts his efforts produced no fruit. But the reverend did not give up and continued to insist until he finally saw the product of his efforts thanks to the intervention and support of the new Alderman Roberto Maldonado.

Throughout his life Reverend Alvarez always has a priority, the children, and that's precisely why he wanted a playground in Humboldt Park for the children. "Once in a while one hears complaints of people saying that children only watch television and play with electronic games

and don't come and play outside. I think we should take the children out and play with them in the park that's healthy physically and psychologically," said Alvarez. "This playground makes a big difference in this park and we feel good for the children because now they got where to play," said the Reverend. The playground is at the corner of California Avenue and Evergreen Street.



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Les Deseamos Una Feliz Navidad y Un Prospero Año Nuevo

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Recoje tus materiales para hacer tu adorno Navideño en la oficina principal. Decora tu adorno a tu gusto y regresa a la oficina principal antes del 24 de Diciembre y recibirás un regalito por tu participación.

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BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

MIDWEST GENERATION, LLC,)	
)	
Petitioner,)	
)	PCB 13-024
v.)	(Variance-Air)
)	
ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY,)	
)	
Respondent.)	

CERTIFICATE OF SERVICE

I, the undersigned, an attorney, state that I have served electronically the attached APPEARANCE and CERTIFICATION OF PUBLICATION of the Illinois Environmental Protection Agency upon the following persons:

To: John Therriault, Assistant Clerk
Illinois Pollution Control Board
James R. Thompson Center
100 West Randolph, Suite 11-500
Chicago, Illinois 60601-3218

Kathleen C. Bassi
Stephen J. Bonebrake
Andrew N. Sawula
233 South Wacker Drive, Suite 6600
Chicago, IL 60606

Bradley Halloran, Hearing Officer
Illinois Pollution Control Board
James R. Thompson Center
100 West Randolph, Suite 11-500
Chicago, Illinois 60601

ILLINOIS ENVIRONMENTAL
PROTECTION AGENCY

By: 
Dana Vetterhoffer
Assistant Counsel
Division of Legal Counsel

DATED: December 13, 2012

1021 N. Grand Ave. East
P.O. Box 19276
Springfield, IL 62794-9276
(217) 782-5544