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JAN 16 2014

STATE OF ILLINOIS
Pollution Control Board

ILLINOIS POLLUTION CONTROL BOARD

January 16, 2014

SIERRA CLUB,)
)
Complainant,)
)
v.)
)
MIDWEST GENERATION, LLC,) PCB 13-27
) (Citizen Enforcement – Air)
)
Respondent.)
)
)

 ORIGINAL

HEARING OFFICER ORDER

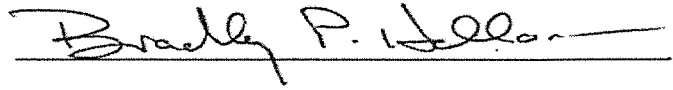
On January 15, 2014, all parties participated in a telephonic status conference with the hearing officer. Discussions centered on respondent's timely notice of expiration of stay, filed with the Board on December 13, 2013. The notice stated that the United States Bankruptcy Court lifted the automatic stay for this proceeding pursuant to Section 362(d)(1) of the U.S. Bankruptcy Code. The notice was filed pursuant to the directive of the Board order of February 7, 2013. *See* Order at 4.

The Board order further stated that due to the automatic stay provisions, it "does not accept Sierra Club's complaint for hearing [and that] time periods under the Board's procedural rules for any filings responsive to the complaint shall remain stayed until the Board orders otherwise." *Id.*

To that end, respondent was directed to file any filings responsive to the complaint on or before February 18, 2014. Complainant was directed to file any response on or before March 14, 2014. Respondent's reply, if any, must be filed on or before March 28, 2014.

The parties or their legal representatives are directed to participate in a telephonic status conference with the hearing officer on April 17, 2014, at 9:30 a.m. The telephonic conference must be initiated by the complainant, but each party is nonetheless responsible for its own appearance. At the conference, the parties must be prepared to discuss the status of the above-captioned matter.

IT IS SO ORDERED.

A handwritten signature in black ink, reading "Bradley P. Halloran", is written over a horizontal line.

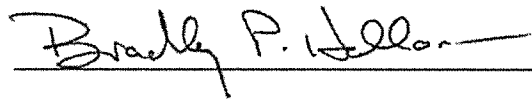
Bradley P. Halloran
Hearing Officer
Illinois Pollution Control Board
James R. Thompson Center, Suite 11-500
100 W. Randolph Street
Chicago, Illinois 60601
312.814.8917
Brad.Halloran@illinois.gov

CERTIFICATE OF SERVICE

It is hereby certified that true copies of the foregoing order were mailed, first class, on January 16, 2014, to each of the persons on the service list below.

It is hereby certified that a true copy of the foregoing order was hand delivered to the following on January 16, 2014:

John T. Therriault
Illinois Pollution Control Board
James R. Thompson Center
100 W. Randolph St., Ste. 11-500
Chicago, Illinois 60601

A handwritten signature in black ink that reads "Bradley P. Halloran". The signature is written in a cursive style and is positioned above a solid horizontal line.

Bradley P. Halloran
Hearing Officer
Illinois Pollution Control Board
100 W. Randolph Street, Suite 11-500
Chicago, Illinois 60601
(312) 814-8917

SERVICE LIST

PCB 2013-027

Stephen J. Bonebrake
Schiff Hardin, LLP
6600 Willis Tower
233 S. Wacker Drive
Chicago, IL 60606-6473

PCB 2013-027

Bina Joshi
Schiff Hardin, LLP
6600 Willis Tower
233 S. Wacker Drive
Chicago, IL 60606-6473

PCB 2013-027

Midwest Generation, LLC
CT Corporation Systems
208 S. LaSalle Street
Suite 814
Chicago, IL 60604-1101

PCB 2013-027

David L. Wentworth II
Hasselberg, Williams, Grebe Snodgrass &
Birdsall
124 SW Adams, Suite 360
Peoria, IL 61602-1320

PCB 2013-027

Midwest Generation
3 MacArthur Place
Suite 100
Santa Ana, CA 91707-6068

PCB 2013-027

David C. Bender
McGillivray, Westerberg & Bender, LLC
211 S. Paterson Street
Suite 320
Madison, WI 53703

PCB 2013-027

Christopher Foley
Midwest Generation
500 W. Madison Street
Suite 2640
Chicago, IL 60661