

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

MIDWEST GENERATION LLC,)	
)	PCB 2016-019
)	
Petitioner,)	(Variance -Water)
)	
v.)	
)	
ILLINOIS ENVIRONMENTAL PROTECTION)	
AGENCY,)	
)	
Respondent.		

NOTICE OF FILING

To: John Therriault, Assistant Clerk	Brad Halloran, Hearing Officer
Illinois Pollution Control Board	Illinois Pollution Control Board
James R. Thompson Center	James R. Thompson Center
100 West Randolph, Suite 11-500	100 West Randolph, Suite 11-500
Chicago, Illinois 60601	Chicago, Illinois 60601
Via Electronic Mail and First Class Mail	

See attached Service List

PLEASE TAKE NOTICE that I have today filed with the Office of the Pollution Control Board a MOTION FOR AN EXTENSION OF TIME for the Illinois Environmental Protection Agency, a copy of which is herewith served upon you.

Respectfully submitted,

ILLINOIS ENVIRONMENTAL
PROTECTION AGENCY

By: /s/ Stefanie Diers
Stefanie Diers
Assistant Counsel
Division of Legal Counsel

DATED: August 31, 2015
1021 N. Grand Ave. East
P.O. Box 19276
Springfield, IL 62794-9276
(217) 782-5544

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ILLINOIS ENVIRONMENTAL PROTECTION)	
AGENCY,)	
)	
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**MOTION FOR AN EXTENSION OF TIME TO FILE THE AGENCY'S
RECOMMENDATION**

The Illinois Environmental Protection Agency ("Illinois EPA" or "Agency"), by and through its attorney, hereby submits its Motion for an Extension of Time to file the Agency's Recommendation with respect to the Variance Petition filed by the Petitioner. In support thereof, the Illinois EPA states as follows:

1. On July 21, 2015, the Petitioner filed its Variance Petition from the chloride water quality standards recently adopted in R08-09.
2. Pursuant to the hearing officer Order issued on August 6, 2015, the Agency is to file its recommendation with respect to the variance petition on September 4, 2015.
3. Illinois EPA is currently reviewing the variance petition and also plans to have conversations with USEPA and the Petitioner before preparing its recommendation. Due to schedules and conversations needed with USEPA and the Petitioner, additional time is needed to finalize the Agency's recommendation.

4. The Agency has reached out to the Petitioner and they have advised Illinois EPA that they have no objection to the requested extension of time to file the Agency's recommendation.

5. The requested extension should not prejudice or harm any interested party.

WHEREFORE, the Illinois EPA respectfully requests the Illinois Pollution Control Board grant it's Motion for an Extension of Time for the Agency's recommendation and grant the Agency an additional 90 days from the September 4, 2015 deadline to file its recommendation with the Board. Therefore, the Agency's recommendation would be due on December 3, 2015.

Respectfully submitted,

By: /s/Stefanie N. Diers
Stefanie N. Diers
Assistant Counsel
Division of Legal Counsel

Date: August 31, 2015

Illinois Environmental Protection Agency
1021 North Grand Avenue East
P.O. Box 19276
Springfield, Illinois 62794-9276
217-782-5544

CERTIFICATE OF SERVICE

I, the undersigned, an attorney, state that I have served the attached the NOTICE OF FILING and a MOTION FOR AN EXTENSION OF TIME for the Illinois Environmental Protection Agency upon the person to whom it is directed, by electronic email to the hearing officer and mailing it by first-class mail from Springfield, Illinois, with sufficient postage affixed, to the following persons:

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

Susan M. Franzetti
Vincent R. Angermeier
Nijman Franzetti LLP
10 South LaSalle Street
Suite 3600
Chicago, Illinois 60603

Respectfully submitted,

ILLINOIS ENVIRONMENTAL
PROTECTION AGENCY

By: /s/ Stefanie Diers
Stefanie Diers
Assistant Counsel
Division of Legal Counsel

DATED: August 31, 2015

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