

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

AMEREN ENERGY GENERATING)
COMPANY and VENICE POWER PLANT,)
)
Petitioners,)
)
v.) **PCB 09-95**
) **(Permit Appeal – Air)**
ILLINOIS ENVIRONEMNTAL)
PROTECTION AGENCY,)
)
Respondent.)

NOTICE

To: ALL PARTIES ON THE ATTACHED SERVICE LIST

PLEASE TAKE NOTICE that I have today electronically filed with the Office of the Clerk of the Pollution Control Board Petitioners' **MOTION TO VOLUNTARILY DISMISS**, copies of which are herewith served upon you.

/s/ Amy Antonioli
Amy Antonioli

Dated: January 31, 2017

SCHIFF HARDIN LLP
Renee Cipriano
Joshua R. More
Amy Antonioli
233 South Wacker Drive, Suite 6600
Chicago, Illinois 60606
Tel: 312-258-5550
FAX: 312-258-5600

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COMPANY and VENICE POWER PLANT,)	
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Petitioner,)	
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v.)	PCB 09-95
)	(Permit Appeal – Air)
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PROTECTION AGENCY,)	
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MOTION TO VOLUNTARILY DISMISS

NOW COMES Petitioners, Ameren Energy Generating Company and Venice Power Plant, by and through their attorneys, Schiff Hardin LLP, and pursuant to Section 101.500 of the Illinois Pollution Control Board’s (Board’s) procedural rules and moves the Board to dismiss this Clean Air Act Permit Program (CAAPP) permit appeal and close the docket, stating as follows:

1. On April 23, 2009, Petitioner filed a Petition for Review of CAAPP Permit No. 95090017 issued by the Illinois Environmental Protection Agency to Union Electric Company, d/b/a AmerenUE (now Ameren Energy Generating Company) and a request for a stay of the contested conditions.
2. On July 23, 2009, the Board stayed the effectiveness of the contested conditions pending the final resolution of the appeal.
3. The parties came to an agreement about the issues raised in the appeal.
4. Petitioners received a final modified CAAP permit addressing the issues raised in the appeal on December 28, 2016.

WHEREFORE, Petitioners move the Board to grant the Motion to Voluntarily Dismiss, dismiss this appeal, and close the docket.

Respectfully submitted,

Ameren Energy Generating Company
and Venice Power Plant

By /s/ Amy Antonioli
One of Its Attorneys

Dated: January 31, 2017

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Renee Cipriano
Joshua R. More
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CERTIFICATE OF SERVICE

I, the undersigned certificate that on this 31st day of January, 2017:

I have electronically served a true and correct copy of the attached **MOTION TO VOLUNTARILY DISMISS**, on behalf of Ameren Energy Generating Company and Venice Power Plant, upon the following Mr. Brad Halloran, Hearing Officer at the Illinois Pollution Control Board at the email address of Brad.Halloran/@illinois.gov;

My e-mail address is aantonioli@schiffhardin.com;

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

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

I further certify that I have served a true and correct copy of the attached **MOTION TO VOLUNTARILY DISMISS**, on behalf of Ameren Energy Generating Company and Venice Power Plant, by first class mail, postage affixed, upon:

Nancy Tikalsky
Office of the Attorney General
69 West Washington Street, Suite 1800
Chicago, IL 60602

Sally Carter
Assistant Counsel
Illinois Environmental Protection Agency
1021 North Grand Avenue East
P.O. Box 19276
Springfield, IL 62794-9276
Sally.carter@illinois.gov

/s/ Amy Antonioli
Amy Antonioli

Dated: January 31, 2017

SCHIFF HARDIN LLP
Renee Cipriano
Joshua R. More
Amy Antonioli
233 South Wacker Drive, Suite 6600
Chicago, Illinois 60606
Tel: 312-258-5550
FAX: 312-258-5600

SERVICE LIST

<p>Brad Halloran, Hearing Officer Don Brown, Clerk Illinois Pollution Control Board 100 West Randolph Street, Suite 11-500 Chicago, Illinois, 60601 John.therriault@illinois.gov Brad.halloran@illinois.gov</p>	<p>Sally Carter Assistant Counsel Illinois Environmental Protection Agency 1021 North Grand Avenue East P.O. Box 19276 Springfield, IL 62794-9276 Sally.carter@illinois.gov</p>
<p>Nancy Tikalsky Office of the Attorney General 69 West Washington Street, Suite 1800 Chicago, IL 60602 ntikalsky@atg.state.il.us</p>	