

**BEFORE THE ILLINOIS POLLUTION CONTROL BOARD**

MIDWEST GENERATION, LLC –	)	
WAUKEGAN GENERATING STATION,	)	
	)	
Petitioner,	)	
	)	
v.	)	PCB 08-20
	)	(Permit Appeal—Air)
ILLINOIS ENVIRONMENTAL	)	
PROTECTON AGENCY,	)	
	)	
Respondent.	)	

**NOTICE OF FILING**

To:

Don Brown, Assistant Clerk  
Illinois Pollution Control Board  
James R. Thompson Center, Suite 11-500  
100 West Randolph  
Chicago, Illinois 60601

Ellen F. O’Laughlin  
Assistant Attorney General  
Environmental Bureau  
69 West Washington Street, 18<sup>th</sup> Floor  
Chicago, Illinois 60602

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

PLEASE TAKE NOTICE that I have today filed with the Office of the Clerk of the Pollution Control Board the attached **Motion for Voluntary Dismissal of Permit Appeal**, a copy of which is herewith served upon you.

*/s/ Ryan C. Granholm*  
\_\_\_\_\_  
Ryan C. Granholm

Dated: December 29, 2020

SCHIFF HARDIN LLP  
Attorneys for Midwest Generation, LLC  
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**MOTION FOR VOLUNTARY DISMISSAL OF PERMIT APPEAL**

Petitioner, by and through its attorneys, Schiff Hardin LLP, and pursuant to 35 Ill. Admin. Code 101.500 hereby voluntarily moves to dismiss the above captioned permit appeal. This voluntary dismissal is without prejudice to Petitioner’s ability to prosecute challenges to any permit issued to any other facility owned or operated by Petitioner, to any claims Petitioner may have in any other permit appeals currently before the Board, and to any claims it may have with respect to future permits for this facility. Petitioner further requests that the Board order each party to bear its own costs and fees for this permit appeal. Petitioner contacted counsel for Respondent who stated she had no objection to this motion.

Respectfully submitted,

MIDWEST GENERATION, LLC,

by:

*/s/ Andrew N. Sawula*  
\_\_\_\_\_  
One of Its Attorneys

Dated: December 29, 2020

SCHIFF HARDIN LLP

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**CERTIFICATE OF SERVICE**

I, the undersigned, certify that on this 29th day of December, 2020, I have served electronically the attached **Motion for Voluntary Dismissal of Permit Appeal**, upon the following persons by e-mail at the email addresses indicated below:

Bradley Halloran, Hearing Officer  
Illinois Pollution Control Board  
James R. Thompson Center  
100 West Randolph Street, Suite 11-500  
Chicago, Illinois 60601  
brad.halloran@illinois.gov

Ellen F. O'Laughlin  
Assistant Attorney General  
Environmental Bureau  
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I further certify that my email address is [rgranholm@schiffhardin.com](mailto:rgranholm@schiffhardin.com); the number of pages in the email transmission is 5; and the email transmission took place today before 5:00 p.m.

*/s/ Ryan C. Granholm*  
\_\_\_\_\_  
Ryan C. Granholm

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