ILLINOIS POLLUTION CONTROL BOARD August 22, 2022

MIDWEST GENERATION, LLC, & INEOS)
JOLIET, LLC,)
)
Petitioners,)
V.) PCB 16-19
) PCB 16-24
ILLINOIS ENVIRONMENTAL) (consol.)
PROTECTON AGENCY,) (Time-Limited Water Quality Standard)
Respondent.	

HEARING OFFICER ORDER

Midwest Generation's Fifth Motion to Extend Stay of Proceedings

On August 17, 2022, Midwest Generation, LLC., (PCB 16-19) (MWG), filed a "Fifth Motion to Extend Stay of Proceedings" (Mot.). MWG requests the stay until December 1, 2022, while the Illinois Environmental Protection Agency (IEPA) incorporates the relief granted in PCB 20-38 and PCB 20-39 for the Joliet Stations into their NPDES permits. Mot. at 4-5. MWG states that the IEPA does not object to its motion. Mot. at 5.

Note that the Board's Order of July 25, 2019, consolidated this petition with PCB 16-24 (INEOS) for purposes of hearing. <u>Midwest Generation, LLC, v. IEPA</u>, PCB 16-19 (July 25, 2019).

MWG's motion to stay is granted until December 1, 2022, or until the Board orders otherwise.

The parties or their legal representatives in PCB 16-19 are directed to participate in a telephonic status conference with the hearing officer on August 24, 2022, at 10:30 a.m. The parties or their legal representatives in PCB 16-24 are directed to participate in a telephonic status conference with the hearing officer on August 24, 2022, at 11:00 a.m. The telephonic status conference must be initiated by the petitioner, but each party is nonetheless responsible for its own appearance. At the status conference, the parties must be prepared to discuss the status of the above-captioned matter and their readiness for hearing.

IT IS SO ORDERED.

Bradley P. Helon

Bradley P. Halloran Hearing Officer Illinois Pollution Control Board 60 E. Van Buren Street Suite 630 Chicago, Illinois 60605 312.814.8917 Brad.Halloran@illinois.gov

CERTIFICATE OF SERVICE

It is hereby certified that true copies of the foregoing order were e-mailed on August 22, 2022, to each of the persons on the attached service list.

It is hereby certified that a true copy of the foregoing order was e-mailed to the following on August 22, 2022:

Don Brown Illinois Pollution Control Board 60 E. Van Buren Street Suite 630 Chicago, Illinois 60605

Bradley P. Halloran

Hearing Officer

Illinois Pollution Control Board

60 E. Van Buren Street, Suite 630

Chicago, Illinois 60605

(312) 814-8917

SERVICE LIST

"@" Consents to electronic service

PCB 2016-019@ Albert Ettinger Law Firm of Albert Ettinger 53 W. Jackson, Suite 1664 Chicago, IL 60604

PCB 2016-019@ Susan M. Franzetti Nijman Franzetti LLP 10 S. LaSalle Street, Suite 3600 Chicago, IL 60603

PCB 2016-019@ Michael P. Murphy Heplerbroom, LLC 4340 Acer Grove Drive Springfield, IL 62711

PCB 2016-019@ Dave Pfeifer USEPA Region 5 (WT-15J) 77 W. Jackson Blvd. Chicago, IL 60604 PCB 2016-019@ Sara Terranova IEPA 1021 North Grand Avenue East P.O. Box 19276 Springfield, IL 62794

PCB 2016-019@ Vincent R. Angemeier Nijman Franzetti LLP 10 S. LaSalle Street, Suite 3600 Chicago, IL 60603

PCB 2016-019@ Stacy Meyers, Senior Counsel Openlands 25 E. Washington St., Suite 1650 Chicago, IL 60602