

ILLINOIS POLLUTION CONTROL BOARD
April 2, 2026

MIDWEST GENERATION LLC,)	
)	
Petitioner,)	
)	
v.)	PCB 26-51
)	(Permit Appeal - CCR)
ILLINOIS ENVIRONMENTAL)	(90-Day Extension)
PROTECTION AGENCY,)	
)	
Respondent.)	
)	

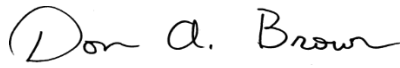
ORDER OF THE BOARD (by M. Gibson):

On March 25, 2025, the parties timely filed a joint notice to extend the 35-day period within which Midwest Generation LLC (MWG) may appeal a March 9, 2026 determination of the Illinois Environmental Protection Agency (Agency). *See* 415 ILCS 5/40(a)(1) (2024); 35 Ill. Adm. Code 101.300(b), 105.206(c), 105.208(a), (c). In the determination, the Agency denied MWG’s coal combustion residual (CCR) operating permit for the Lincoln Stone Quarry in Joliet, Will County.

The parties’ request seeks an extension of not more than 125 days from MWG’s receipt of the Agency’s determination or until “November 11, 2026.” Request at 1. The Board construes the requested “November 11, 2026” date as a scrivener’s error, as that date is well past the latest date to which the Board may extend the appeal period under Section 40(a)(1) of the Environmental Protection Act (415 ILCS 5/40(a)(1) (2024)). The Board extends the appeal period until Monday, July 20, 2026, which, as the parties request, is the first business day after the 125th day after MWG’s March 16, 2026 receipt of the Agency’s determination. *See id.*; 35 Ill. Adm. Code 105.208(a). If MWG fails to file an appeal on or before July 20, 2026, the Board will dismiss this case and close the docket.

IT IS SO ORDERED.

I, Don A. Brown, Clerk of the Illinois Pollution Control Board, certify that the Board adopted the above order on April 2, 2026, by a vote of 5-0.



Don A. Brown, Clerk
Illinois Pollution Control Board