

ORIGINAL



SIDLEY AUSTIN LLP
ONE SOUTH DEARBORN
CHICAGO, IL 60603
(312) 853 7000
(312) 853 7036 FAX

bftaylor@sidley.com
(312) 853-4717

BEIJING	GENEVA	SAN FRANCISCO
BRUSSELS	HONG KONG	SHANGHAI
CHICAGO	LONDON	SINGAPORE
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FRANKFURT	NEW YORK	WASHINGTON, DC

FOUNDED 1866

March 21, 2006

By Fax and Post

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

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MAR 22 2006
STATE OF ILLINOIS
Pollution Control Board

Re: Commonwealth Edison Company v. IEPA, PCB 04-215

Dear Mr. Halloran:

This letter is in response to your request for an update on the status of the United States Environmental Protection Agency's ("USEPA's") confidential business information ("CBI") proceeding. As Commonwealth Edison Company stated in its Motion to Stay, USEPA is in the process of making a CBI determination concerning the same information that is at issue in PCB 04-215. Recently, we spoke with counsel for USEPA about the status of USEPA's determination. Currently, USEPA expects that it will issue a determination within two to three months.

We also note that, in October 2005, USEPA received a subsequent FOIA request from the Sierra Club, and we understand that USEPA will be issuing a determination in that matter as well.

Very truly yours,

A handwritten signature in cursive script that reads "Byron F. Taylor".

Byron F. Taylor

BFT:rb

cc: Ann Alexander,
Illinois Attorney General's Office