ILLINOIS POLLUTION CONTROL BOARD February 27, 2007

MIDWEST GENERATION EME, LLC,)	
Petitioner,)	
V.)	
ILLINOIS ENVIRONMENTAL)	PCB 04-216 (Trade Secret Appeal)
PROTECTION AGENCY,)	, , ,
Respondent.	Ś	

HEARING OFFICER ORDER

On February 15, 2007, all parties participated in a telephonic status conference with the hearing officer. The parties represented that they have yet to receive a decision by the United States Environmental Protection Agency regarding its determination on confidentiality issues. Further, the parties represented that they would like to peruse the newly issued Board order of February 15, 2007.

The parties or their legal representatives are directed to participate in a telephonic status conference with the hearing officer on March 1, 2007, at 1:30 p.m. The 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. Halloran Hearing Officer

Illinois Pollution Control Board

James R. Thompson Center, Suite 11-500

100 W. Randolph Street Chicago, Illinois 60601

312.814.8917

CERTIFICATE OF SERVICE

It is hereby certified that true copies of the foregoing order were mailed, first class, on February 27, 2007, to each of the persons on the attached service list.

It is hereby certified that a true copy of the foregoing order was hand delivered to the following on February 27, 2007:

Dorothy M. Gunn Illinois Pollution Control Board James R. Thompson Center 100 W. Randolph St., Ste. 11-500 Chicago, Illinois 60601

> Bradley P. Halloran Hearing Officer Illinois Pollution Control Board 100 W. Randolph Street, Suite 11-500 Chicago, Illinois 60601 (312) 814-8917

PCB 2004-216 Ann Alexander Office of the Attorney General 188 West Randolph, 20th Floor Chicago, IL 60601

PCB 2004-216 IEPA 1021 North Grand Avenue East P.O. Box 19276 Springfield, IL 62794-9276

PCB 2004-216 Katherine D. Hodge Illinois Environmental Regulatory Group 3150 Roland Avenue Springfield, IL 62703 PCB 2004-216 N. LaDonna Driver Illinois Environmental Regulatory Group 3150 Roland Avenue Springfield, IL 62703

PCB 2004-216 Sheldon A. Zabel Schiff Hardin & Waite 6600 Sears Tower 233 South Wacker Drive Chicago, IL 60606-6473 PCB 2004-216 Mary Ann Mullin Schiff Hardin & Waite 6600 Sears Tower 233 South Wacker Drive Chicago, IL 60606-6473

PCB 2004-216 Andrew N. Sawula Schiff Hardin & Waite 6600 Sears Tower 233 South Wacker Drive Chicago, IL 60606-6473 PCB 2004-216 Keith I. Harley Chicago Legal Clinic 205 West Monroe Street, 4th Floor Chicago, Il 60606