Electronic Filing, Received, Clerk's Office, July 13, 2007

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

| MIDWEST GENERATION, LLC |) | |
|-------------------------------|---|-----------------------|
| (WAUKEGAN GENERATING STATION) |) | |
| |) | |
| Petitioner, | | |
| |) | PCB 06-146 |
| v. |) | |
| |) | (Permit Appeal – Air) |
| ILLINOIS ENVIRONMENTAL |) | |
| PROTECTION AGENCY, |) | |
| |) | |
| Respondent. |) | |

NOTICE

To:

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

Robb Layman, Assistant Counsel Sally Carter, Assistant Counsel Division of Legal Counsel Illinois Environmental Protection Agency 1021 North Grand Avenue, East P.O. Box 19276 Springfield, Illinois 62794-9276

PLEASE TAKE NOTICE that I have today electronically filed with the Office of the Clerk of the Pollution Control Board Petitioner's **Waiver of Decision Date**, copies of which are herewith served upon you.

leultassi

Dated: July 13, 2007

SCHIFF HARDIN LLP Sheldon A. Zabel Kathleen C. Bassi Stephen J. Bonebrake Joshua R. More 6600 Sears Tower 233 South Wacker Drive Chicago, Illinois 60606 312-258-5567 FAX: 312-258-5600

Electronic Filing, Received, Clerk's Office, July 13, 2007

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

| MIDWEST GENERATION, LLC |) |
|-------------------------------|---------|
| (WAUKEGAN GENERATING STATION) |) |
| Petitioner, |) |
| i entioner, |) PCB 0 |
| v. |) |
| |) (Perm |
| ILLINOIS ENVIRONMENTAL |) |
| PROTECTION AGENCY, |) |
| |) |
| Respondent. |) |

6-146

it Appeal – Air)

WAIVER OF DECISION DATE

NOW COMES Petitioner, Midwest Generation, LLC (Waukegan Generating Station), by and

through its attorneys, Schiff Hardin LLP, and waives the Board's statutory decision date in this matter for

approximately 90 days after the current decision deadline, to February 21, 2008.

Respectfully submitted,

MIDWEST GENERATION, LLC (WAUKEGAN GENERATING STATION)

asi by

One of Its Attorneys

Dated: July 13, 2007

SCHIFF HARDIN LLP Sheldon A. Zabel Kathleen C. Bassi Stephen J. Bonebrake Joshua R. More 6600 Sears Tower 233 South Wacker Drive Chicago, Illinois 60606 312-258-5500 Fax: 312-258-5600

Electronic Filing, Received, Clerk's Office, July 13, 2007

CERTIFICATE OF SERVICE

I, the undersigned, certify that I have served the attached Waiver of Decision Date,

by electronic delivery upon the following person:

John T. Therriault, Assistant Clerk Pollution Control Board James R. Thomson Center 100 West Randolph, Suite 11-500 Chicago, Illinois 60601 and by electronic mail and first class mail upon the following persons:

Robb Layman Sally Carter Division of Legal Counsel Illinois Environmental Protection Agency 1021 North Grand Avenue, East P.O. Box 19276 Springfield, Illinois 62794-9276 robb.layman@epa.state.il.us sally.carter@epa.state.il.us

Mr. Bradley Halloran, Hearing Officer Pollution Control Board James R. Thompson Center 100 West Randolph, Suite 11-500 Chicago, Illinois 60601 hallorab@ipcb.state.il.us

Mantasi Kathleen C. Bassi

Dated: July 13, 2007

SCHIFF HARDIN LLP Sheldon A. Zabel Kathleen C. Bassi Stephen J. Bonebrake Joshua R. More 6600 Sears Tower 233 South Wacker Drive Chicago, Illinois 60606 312-258-5500 Fax: 312-258-5600

CH2\1942711.1