BEFORE THE ILLINOIS POLLUTION CONTROL BOARD CLERK'S OFFICE

MAY 0 8 2008

MIDWEST GENERATION, LLC – POWERTON GENERATING STATION,)))	STATE OF ILLINOIS Pollution Control Board
Petitioner,)	
v.) PCB 06-059) (Permit Appeal – Air)	
ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY,)	
Respondent.	,	

NOTICE OF FILING

To:

John T. Therriault, Assistant Clerk Illinois Pollution Control Board James R. Thompson Center Suite 11-500 100 West Randolph Chicago, Illinois 60601 Sally Carter
Robb Layman
Division of Legal Counsel
Illinois Environmental Protection Agency
1021 North Grand Avenue, East
P.O. Box 19276
Springfield, Illinois 62794-9276

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

PLEASE TAKE NOTICE that we have today filed with the Office of the Clerk of the Pollution Control Board **WAIVER OF DECISION DEADLINE**, a copy of which is herewith served upon you.

Ratificon C. Dass

Dated: May 2, 2008

SCHIFF HARDIN LLP Attorneys for Midwest Generation, LLC Kathleen C. Bassi Stephen J. Bonebrake Sheldon A. Zabel 6600 Sears Tower 233 South Wacker Drive Chicago, Illinois 60606

Phone: 312-258-5567 Fax: 312-258-5600

kbassi@schiffhardin.com

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

RECEIVED CLERK'S OFFICE

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MIDWEST GENERATION, LLC – POWERTON GENERATING STATION, Petitioner,	STATE OF ILLINOIS Pollution Control Board)
v.)) PCB 06-059) (Permit Appeal – Air)
ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
·)
Respondent.)

WAIVER OF DECISION DEADLINE

NOW COMES Petitioner, MIDWEST GENERATION, LLC – POWERTON
GENERATING STATION, by and through its attorneys, SCHIFF HARDIN LLP, and waives
the Board's statutory decision deadline in this matter until February 5, 2009.

Respectfully submitted,

MIDWEST GENERATION, LLC – POWERTON GENERATING STATION

by:

Dated: May 2, 2008

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

Fax: 312-258-2600 kbassi@schiffhardin.com

CERTIFICATE OF SERVICE

I, the undersigned, certify that on this 2nd day of May, 2008, I have served electronically the attached **WAIVER OF DECISION DEADLINE**, upon the following persons:

John T. Therriault, Assistant Clerk Illinois Pollution Control Board James R. Thompson Center Suite 11-500 100 West Randolph Chicago, Illinois 60601

and electronically and by first-class mail with postage thereon fully prepaid and affixed to the

following persons:

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

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

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