## Electronic Filing - Received, Clerk's Office, May 21, 2008

#### **ILLINOIS POLLUTION CONTROL BOARD**

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MIDWEST GENERATION EME, LLC	)	
Petitioner,	)	PCB 04-216
	)	(Trade Secret Appeal)
<b>v.</b>	)	
	)	
	)	
ILLINOIS ENVIRONMENTAL	)	
PROTECTION AGENCY,	)	
Respondent.	)	

#### **NOTICE OF FILING**

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

> Lisa Madigan Matthew Dunn Paula Becker Wheeler Office of the Attorney General 188 West Randolph Street, Suite 2000 Chicago, Illinois 60601

PLEASE TAKE NOTICE that I have today filed with the Office of the Clerk of the Pollution Control Board Midwest Generation EME, LLC's Waiver of Deadline for Board Action, a copy of which is herewith served upon you.

> /s/ Mary Ann Mullin Mary Ann Mullin

Dated: May 21, 2008

Schiff Hardin LLP One Westminster Place Lake Forest, IL 60045 (847) 295-4318

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#### **BEFORE THE ILLINOIS POLLUTION CONTROL BOARD**

Midwest Generation EME, LLC,	)	
Petitioner,	)	
	)	PCB No. 04-216
v.	)	(Trade Secret Appeal)
	)	
Illinois Environmental Protection Agency,	)	
	)	
Respondent.	)	

# MIDWEST GENERATION EME, LLC'S WAIVER OF DEADLINE FOR BOARD ACTION

Pursuant to 35 Ill. Admin. Code §101.308(c)(2), Midwest Generation EME, LLC hereby

waives the statutory decision deadline for Board action in the above-captioned matter from September 20,

2008 to March 19, 2009.

Respectfully submitted,

Midwest Generation EME, LLC

By: <u>/s/ Mary Ann Mullin</u> Mary A. Mullin

> Schiff Hardin LLP One Westminster Place Lake Forest, IL 60045 (847) 295-4318

Attorneys for Midwest Generation EME, LLC

Dated: May 21, 2008

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#### **CERTIFICATE OF SERVICE**

I, the undersigned, certify that I have served the attached Midwest Generation EME, LLC's Waiver of Deadline, by U.S. Mail, upon the following persons:

Lisa Madigan Matthew Dunn Paula Becker Wheeler Office of the Attorney General 188 West Randolph Street, Suite 2000 Chicago, Illinois 60601

Dated: Chicago, Illinois May 21, 2008 Bradley P. Halloran, Hearing Officer Illinois Pollution Control Board 100 West Randolph, Suite 11-500 Chicago, IL 60601

Respectfully submitted,

#### MIDWEST GENERATION EME, LLC

By: <u>/s/ Mary Ann Mullin</u> Mary Ann Mullin

> SCHIFF HARDIN LLP One Westminster Place Lake Forest, Illinois 60045 (847) 295-4318

One of the Attorneys for Midwest Generation EME, LLC

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