## BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

MIDWEST GENERATION, LLC -	)
FISK GENERATING STATION,	)
Petitioner,	)
v.	) PCB 08-018 ) (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.

Dated: November 10, 2008

# Electronic Filing - Received, Clerk's Office, November 10, 2008

SCHIFF HARDIN LLP Attorneys for Midwest Generation, LLC Kathleen C. Bassi Stephen J. Bonebrake 6600 Sears Tower 233 South Wacker Drive Chicago, Illinois 60606 Phone: 312-258-5567

Fax: 312-258-5600 kbassi@schiffhardin.com

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## WAIVER OF DECISION DEADLINE

NOW COMES Petitioner, MIDWEST GENERATION, LLC – FISK GENERATING STATION, by and through its attorneys, SCHIFF HARDIN LLP, and waives the Board's statutory decision deadline in this matter until August 6, 2009.

Respectfully submitted,

MIDWEST GENERATION, LLC – FISK GENERATING STATION

by:

Mullulasii One of Its Attorneys

Dated: November 10, 2008

SCHIFF HARDIN, LLP Kathleen C. Bassi Stephen J. Bonebrake 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 10th day of November, 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

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