

ILLINOIS POLLUTION CONTROL BOARD
November 13, 2008

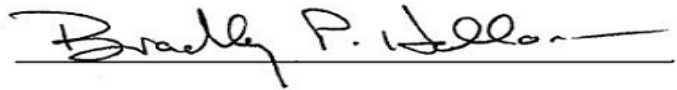
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|---------------------------------|---|-----------------------------|
| DYNEGY MIDWEST GENERATION, INC. |) | |
| (BALDWIN ENERGY COMPLEX), |) | |
| |) | |
| Petitioner, |) | |
| |) | |
| v. |) | PCB 06-63 |
| |) | (CAAPP Permit Appeal – Air) |
| ILLINOIS ENVIRONMENTAL |) | |
| PROTECTON AGENCY, |) | |
| |) | |
| Respondent. |) | |

HEARING OFFICER ORDER

On November 6, 2008, a telephonic status conference was held. The respondent did not appear. The petitioner represented that matters remain pending in the federal appeals court that may or may not affect this proceeding. The petitioner represented that it will file an additional waiver of the statutory decision deadline.

The parties or their legal representatives are directed to participate in a telephonic status conference with the hearing officer on February 4, 2009, at 1:30 p.m. The telephonic 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 November 13, 2008, 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 November 13, 2008:

John T. Therriault
Illinois Pollution Control Board
James R. Thompson Center
100 W. Randolph St., Ste. 11-500
Chicago, Illinois 60601

A handwritten signature in black ink that reads "Bradley P. Halloran" with a horizontal line underneath it.

Bradley P. Halloran
Hearing Officer
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