

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

MIDWEST GENERATION, LLC –)	
WILL COUNTY GENERATING STATION,)	
)	
Petitioner,)	
)	
v.)	PCB 08-009
)	(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.



 Kathleen C. Bassi

Dated: February 11, 2009

SCHIFF HARDIN LLP
Attorneys for Midwest Generation, LLC
Kathleen C. Bassi
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WAIVER OF DECISION DEADLINE

NOW COMES Petitioner, MIDWEST GENERATION, LLC – WILL COUNTY GENERATING STATION, by and through its attorneys, SCHIFF HARDIN LLP, and waives the Board’s statutory decision deadline in this matter until November 19, 2009.

Respectfully submitted,

MIDWEST GENERATION, LLC –
WILL COUNTY GENERATING STATION

by:



 One of Its Attorneys

Dated: February 11, 2009

SCHIFF HARDIN, LLP
 Kathleen C. Bassi
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 233 South Wacker Drive
 Chicago, Illinois 60606
 Phone: 312-258-5500
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CERTIFICATE OF SERVICE

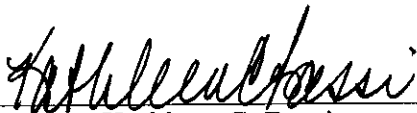
I, the undersigned, certify that on this 11th day of February, 2009, I have served electronically the attached **WAIVER OF DECISION DEADLINE**, upon the following persons:

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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