

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

| | | |
|-----------------------------------|---|------------------------------|
| MIDWEST GENERATION, LLC – |) | |
| JOLIET GENERATING STATION, |) | |
| |) | |
| Petitioner, |) | |
| |) | |
| v. |) | PCB 08-024 |
| |) | (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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BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

MIDWEST GENERATION, LLC –)
 JOLIET GENERATING STATION,)
)
 Petitioner,)
)
 v.)
)
 ILLINOIS ENVIRONMENTAL)
 PROTECTION AGENCY,)
)
 Respondent.)

PCB 08-024
 (Permit Appeal – Air)

WAIVER OF DECISION DEADLINE

NOW COMES Petitioner, MIDWEST GENERATION, LLC – JOLIET 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 –
 JOLIET GENERATING STATION

by:



 One of Its Attorneys

Dated: February 11, 2009

SCHIFF HARDIN, LLP
 Kathleen C. Bassi
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 Phone: 312-258-5500
 Fax: 312-258-2600
 kbassi@schiffhardin.com

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

Mr. Bradley P. Halloran, Hearing Officer
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