

**BEFORE THE ILLINOIS POLLUTION CONTROL BOARD**

<b>DYNEGY MIDWEST GENERATION, INC.</b>	)	
<b>(BALDWIN ENERGY COMPLEX),</b>	)	
	)	
<b>Petitioner,</b>	)	
	)	
<b>v.</b>	)	<b>PCB 08-066</b>
	)	<b>(Permit Appeal – Air)</b>
<b>ILLINOIS ENVIRONMENTAL</b>	)	
<b>PROTECTION AGENCY,</b>	)	
	)	
<b>Respondent.</b>	)	

**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 Dynegy Midwest Generation, Inc.  
Kathleen C. Bassi  
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6600 Sears Tower  
233 South Wacker Drive  
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**BEFORE THE ILLINOIS POLLUTION CONTROL BOARD**

**DYNEGY MIDWEST GENERATION, INC.,** )  
**(BALDWIN ENERGY COMPLEX),** )  
) )  
**Petitioner,** )  
) )  
**v.** )  
) )  
**ILLINOIS ENVIRONMENTAL** )  
**PROTECTION AGENCY,** )  
) )  
**Respondent.** )

**PCB 08-066**  
**(Permit Appeal – Air)**

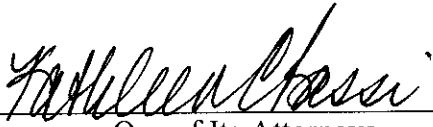
**WAIVER OF DECISION DEADLINE**

NOW COMES Petitioner, DYNEGY MIDWEST GENERATION, INC. (BALDWIN ENERGY COMPLEX), 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,

DYNEGY MIDWEST GENERATION, INC.  
(BALDWIN ENERGY COMPLEX)

by:

  
\_\_\_\_\_  
One of Its Attorneys

Dated: February 11, 2009

SCHIFF HARDIN, LLP  
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**CERTIFICATE OF SERVICE**

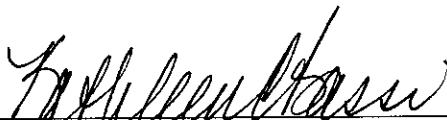
I, the undersigned, certify that on this 11th day of February, 2009, I have served electronically the attached **WAIVER OF DECISION DEADLINE**, upon the following persons:

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

Mr. Bradley P. Halloran, Hearing Officer  
Illinois Pollution Control Board  
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