

ILLINOIS POLLUTION CONTROL BOARD

March 17, 2009

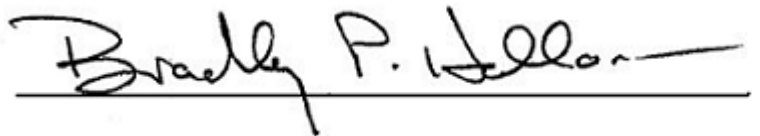
MIDWEST GENERATION EME, LLC,)	
)	
Petitioner,)	
)	
v.)	PCB 04-185
)	(Trade Secret Appeal)
ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY,)	
)	
Respondent.)	

HEARING OFFICER ORDER

On March 12, 2009, all parties participated in a telephonic status conference with the hearing officer. The parties represented that they have held settlement discussions since the last status conference and continue to do so. The parties were directed to submit a revised discovery schedule on or before April 23, 2009.

The parties or their legal representatives are directed to participate in a telephonic status conference with the hearing officer on May 21, 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.



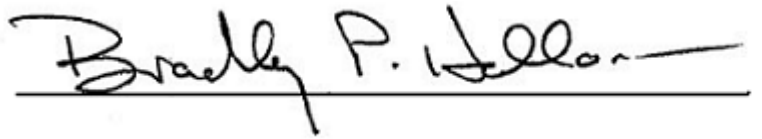
Bradley P. Halloran
Hearing Officer
Illinois Pollution Control Board
James R. Thompson Center, Suite 11-500
100 W. Randolph Street
Chicago, Illinois 60601
312.814.8917

CERTIFICATE OF SERVICE

It is hereby certified that true copies of the foregoing order were mailed, first class, on March 17, 2009, 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 March 17, 2009:

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, reading "Bradley P. Halloran", is written over a horizontal line.

Bradley P. Halloran
Hearing Officer
Illinois Pollution Control Board
100 W. Randolph Street, Suite 11-500
Chicago, Illinois 60601
(312) 814-8917

PCB 2004-185
Paula Becker Wheeler
Office of the Attorney General
69 West Washington Street, Suite 1800
Chicago, IL 60602

PCB 2004-185
Ann Alexander
Office of the Attorney General
69 West Washington Street, Suite 1800
Chicago, IL 60602

PCB 2004-185
Illinois Environmental Protection Agency
1021 North Grand Avenue East
P.O. Box 19276
Springfield, IL 62794-9276

PCB 2004-185
N. LaDonna Driver
Hodge Dwyer & Driver
3150 Roland Avenue
Post Office Box 5776
Springfield, IL 62705-5776

PCB 2004-185
Katherine D. Hodge
Hodge Dwyer & Driver
3150 Roland Avenue
Post Office Box 5776
Springfield, IL 62705-5776

PCB 2004-185
Mary Ann Mullin
Schiff Hardin, LLP
6600 Sears Tower
233 South Wacker Drive
Chicago, IL 60606-6473

PCB 2004-185
Andrew N. Sawula
Schiff Hardin, LLP
6600 Sears Tower
233 South Wacker Drive
Chicago, IL 60606-6473

PCB 2004-185
Keith I. Harley
Chicago Legal Clinic, Inc.
205 West Monroe Street, 4th Floor
Chicago, IL 60606