

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

**AMERENUE and RACCOON CREEK
POWER PLANT,**

Petitioner,

v.

**ILLINOIS ENVIRONEMNTAL
PROTECTION AGENCY,**

Respondent.

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**PCB 09-98
(Permit Appeal – Air)**

NOTICE

To: Pollution Control Board, Attn: Clerk
James R. Thompson Center
100 West Randolph Street, Suite 11-500
Chicago, Illinois 60601

Sally Carter, Assistant Counsel
Robb Layman, Assistant Counsel
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 I have today electronically filed with the Office of the Clerk of the Pollution Control Board Petitioner's **Waiver of Decision Date**, copies of which are herewith served upon you.

/s/ Joshua R. More

Joshua R. More

Dated: June 2, 2009

SCHIFF HARDIN LLP
Renee Cipriano
Joshua R. More
6600 Sears Tower
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Chicago, Illinois 60606
312-258-5769
FAX: 312-258-5600

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WAIVER OF DECISION DATE

NOW COMES Petitioner, Amerenue and Raccoon Creek Power Plant, by and through its attorneys, Schiff Hardin LLP, and waives the Board's statutory decision date in this matter until January 14, 2010.

Respectfully submitted,

AMERENUE and RACCOON CREEK
POWER PLANT

By /s/ Joshua R. More
One of Its Attorneys

Dated: June 2, 2009

SCHIFF HARDIN LLP
Renee Cipriano
Joshua R. More
6600 Sears Tower
233 South Wacker Drive
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CERTIFICATE OF SERVICE

I, the undersigned certificate that I have served the attached **Waiver of Decision Date**, by electronic delivery upon the following person: and by electronic mail and first class mail upon the following persons:

Pollution Control Board, Attn: Clerk
James R. Thompson Center
100 West Randolph Street, Suite 11-500
Chicago, Illinois 60601

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Robb Layman, Assistant Counsel
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Mr. Bradley P. Halloran, Hearing Officer
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hallorab@ipcb.state.il.us

/s/ Joshua R. More
Joshua R. More

Dated: June 2, 2009