#### BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

| SOUTHERN ILLINOIS POWER | )                       |
|-------------------------|-------------------------|
| COOPERATIVE,            | )                       |
|                         | )                       |
| Petitioner,             | )                       |
|                         | )                       |
| v.                      | ) PCB 06-061            |
|                         | ) (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.

Dated: October 19, 2009

SCHIFF HARDIN LLP Attorneys for Southern Illinois Power Cooperative Kathleen C. Bassi Stephen J. Bonebrake

6600 Sears Tower 233 South Wacker Drive Chicago, Illinois 60606

Phone: 312-258-5567 Fax: 312-258-5600 kbassi@schiffhardin.com

#### BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

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### **WAIVER OF DECISION DEADLINE**

NOW COMES Petitioner, SOUTHERN ILLINOIS POWER COOPERATIVE, by and through its attorneys, Schiff Hardin LLP, and waives the Board's statutory decision deadline in this matter until May 20, 2010.

Respectfully submitted,

SOUTHERN ILLINOIS POWER COOPERATIVE

by:

one of Its Attorneys

Dated: October 19, 2009

SCHIFF HARDIN, LLP Kathleen C. Bassi Stephen J. Bonebrake 6600 Sears Tower 233 South Wacker Drive Chicago, Illinois 60606 Phone: 312-258-5500

Fax: 312-258-2600 kbassi@schiffhardin.com

#### **CERTIFICATE OF SERVICE**

I, the undersigned, certify that on this 19th day of October, 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 their having waived paper service, electronically upon 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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