

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

KINCAID GENERATION, L.L.C. )  
 )  
 Petitioner, )  
 )  
 v. ) **PCB 06-062**  
 ) **(Permit Appeal – Air)**  
 ILLINOIS ENVIRONMENTAL )  
 PROTECTION AGENCY, )  
 )  
 Respondent. )

NOTICE OF FILING

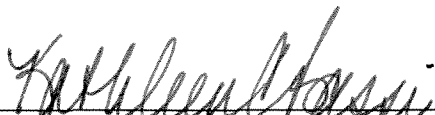
To:

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: October 19, 2009

SCHIFF HARDIN LLP  
Attorneys for Kincaid Generation, L.L.C.  
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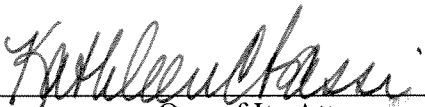
WAIVER OF DECISION DEADLINE

NOW COMES Petitioner, KINCAID GENERATION, L.L.C., 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,

KINCAID GENERATION, L.L.C.

by:

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

Dated: October 19, 2009

SCHIFF HARDIN, LLP  
 Kathleen C. Bassi  
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**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  
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