

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

MIDWEST GENERATION, LLC –)	
POWERTON GENERATING STATION,)	
)	
Petitioner,)	
)	
v.)	PCB 07-101
)	(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 Midwest Generation, LLC
Kathleen C. Bassi
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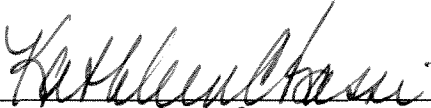
WAIVER OF DECISION DEADLINE

NOW COMES Petitioner, MIDWEST GENERATION, LLC – POWERTON GENERATING STATION, 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,

MIDWEST GENERATION, LLC –
POWERTON GENERATING STATION

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
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Illinois Environmental Protection Agency
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Springfield, Illinois 62794-9276
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