

ILLINOIS POLLUTION CONTROL BOARD

December 18, 2009

DYNEGY MIDWEST GENERATION, INC.)	
(TILTON ENERGY CENTER),)	
)	
Petitioner,)	
)	
v.)	PCB 09-92
)	(CAAPP Permit Appeal – Air)
ILLINOIS ENVIRONMENTAL PROTECTION)	
AGENCY,)	
)	
Respondent.)	

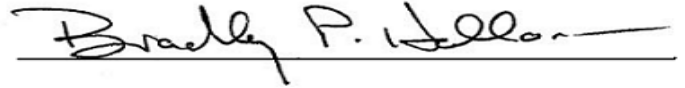
HEARING OFFICER ORDER

On December 17, 2009, all parties participated in a telephonic status conference with the hearing officer. The status of the petitioner was discussed. An attorney for LS Power informed the hearing officer that recently Dynegy Midwest Generation, Inc. sold its Tilton facility to LS Power. The attorney for LS Power stated that he will file his appearance and a motion for leave to file an amended petition and the amended petition reflecting the change of status within the next 14 days.

The respondent represented that discussions continue on related appeals and that resolution of those will assist in the resolution of the above-captioned appeal. To that end, respondent's answer and record are due to be filed on or before March 5, 2010. The answer and record due date will be revisited at the next telephonic status conference.

The parties or their legal representatives are directed to participate in a telephonic status conference with the hearing officer on February 25, 2010, at 10:00 a.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.

A handwritten signature in black ink, reading "Bradley P. Halloran", is positioned above a solid horizontal line.

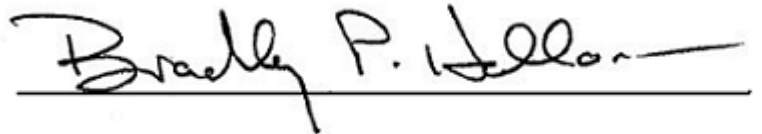
Bradley P. Halloran
Hearing Officer
Illinois Pollution Control Board
James R. Thompson Center, Suite
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100 W. Randolph Street
Chicago, Illinois 60601
312.814.8917

CERTIFICATE OF SERVICE

It is hereby certified that true copies of the foregoing order were mailed, first class, on December 18, 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 December 18, 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 solid horizontal line.

Bradley P. Halloran
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