

ILLINOIS POLLUTION CONTROL BOARD

January 7, 2010

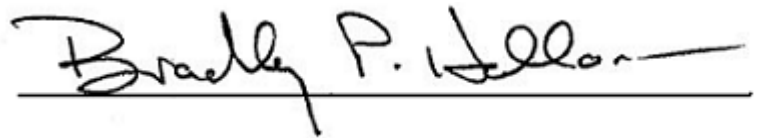
MIDWEST GENERATION, LLC, FISK	)	
GENERATING STATION,	)	
	)	
Petitioner,	)	
	)	PCB 08-18
v.	)	(Permit Appeal – Air)
	)	
ILLINOIS ENVIROMENTAL PROTECTION	)	
AGENCY,	)	
	)	
Respondent.	)	

**HEARING OFFICER ORDER**

On December 17, 2009, all parties participated in a telephonic status conference with the hearing officer. Attorneys for the Illinois Attorney General’s Office (AGO) have now filed their appearances on behalf of the respondent, Illinois Environmental Protection Agency (Agency) and the attorneys for the Agency have withdrawn. The parties stated that they anticipate scheduling a meeting to discuss how to proceed. The petitioner stated that they may revisit the issue of the AGO’s representation at the next status conference. The petitioner represented that it will file an additional waiver of the statutory decision deadline.

The parties or their legal representatives are directed to participate in a telephonic status conference with the hearing officer on March 18, 2010, at 1:30 p.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.



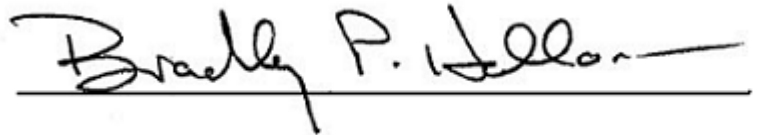
Bradley P. Halloran  
Hearing Officer  
Illinois Pollution Control Board  
James R. Thompson Center, Suite 11-500  
100 W. Randolph Street  
Chicago, Illinois 60601  
312.814.8917

CERTIFICATE OF SERVICE

It is hereby certified that true copies of the foregoing order were mailed, first class, on January 7, 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 January 7, 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 that reads "Bradley P. Halloran". The signature is written in a cursive style and is positioned above a solid horizontal line.

Bradley P. Halloran  
Hearing Officer  
Illinois Pollution Control Board  
James R. Thompson Center  
100 West Randolph Street, Suite 11-500  
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