

ILLINOIS POLLUTION CONTROL BOARD

January 7, 2010

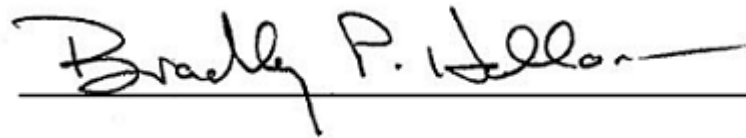
| | | |
|-----------------------------------|---|-----------------------|
| MIDWEST GENERATION, LLC, - JOLIET |) | |
| GENERATING STATION, |) | |
| |) | |
| Petitioner, |) | |
| |) | PCB 08-24 |
| v. |) | (Permit Appeal – Air) |
| |) | |
| ILLINOIS ENVIROMENTAL PROTECTION |) | |
| AGENCY, |) | |
| |) | |
| 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on behalf of the respondent, Illinois Environmental Protection Agency (Agency) and the attorneys for the Agency have withdrawn.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

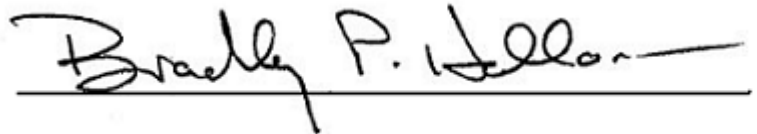
Chicago, Illinois 60601
312.814.8917

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
Chicago, Illinois 60601

PCB 2008-024
L. Nichole Cunningham
Office of the Attorney General
69 W. Washington Street
Suite 1800
Chicago, IL 60602

PCB 2008-024
George D. Theophilos
Office of the Attorney General
69 W. Washington Street
Suite 1800
Chicago, IL 60602

PCB 2008-024
Kathleen C. Bassi
Schiff Hardin, LLP
6600 Sears Tower
233 South Wacker Drive
Chicago, IL 60606-6473

PCB 2008-024
Stephen J. Bonebrake
Schiff Hardin, LLP
6600 Sears Tower
233 South Wacker Drive
Chicago, IL 60606-6473