#### BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

DYNEGY MIDWEST GENERATION, INC. (HENNEPIN POWER STATION),	)
Petitioner,	)
v.	) PCB 07-123 ) (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 George Theophilos L. Nichole Cunningham Assistant Attorneys General Environmental Bureau 69 West Washington Street, 18<sup>th</sup> Floor Chicago, Illinois 60602

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.

Dated: September 24, 2010

# Electronic Filing - Received, Clerk's Office, September 24, 2010

SCHIFF HARDIN LLP Attorneys for Dynegy Midwest Generation, Inc. Kathleen C. Bassi Stephen J. Bonebrake 233 South Wacker Drive, Suite 6600 Chicago, Illinois 60606 Phone: 312-258-5567

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# WAIVER OF DECISION DEADLINE

NOW COMES Petitioner, DYNEGY MIDWEST GENERATION, INC. (HENNEPIN POWER STATION), by and through its attorneys, SCHIFF HARDIN LLP, and waives the Board's statutory decision deadline in this matter until June 9, 2011.

Respectfully submitted,

DYNEGY MIDWEST GENERATION, INC. (HENNEPIN POWER STATION)

by:

Dated: September 24, 2010

SCHIFF HARDIN, LLP Kathleen C. Bassi Stephen J. Bonebrake 233 South Wacker Drive, Suite 6600 Chicago, Illinois 60606

Phone: 312-258-5500 Fax: 312-258-2600 kbassi@schiffhardin.com

#### **CERTIFICATE OF SERVICE**

I, the undersigned, certify that on this 24th day of September, 2010, 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:

George Theophilos
L. Nichole Cunningham
Assistant Attorneys General
Environmental Bureau
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