

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

<b>DYNEGY MIDWEST GENERATION, INC.</b>	)	
<b>(HAVANA POWER STATION),</b>	)	
	)	
<b>Petitioner,</b>	)	
	)	
<b>v.</b>	)	<b>PCB 07-115</b>
	)	<b>(Permit Appeal – Air)</b>
<b>ILLINOIS ENVIRONMENTAL</b>	)	
<b>PROTECTION AGENCY,</b>	)	
	)	
<b>Respondent.</b>	)	

NOTICE OF FILING

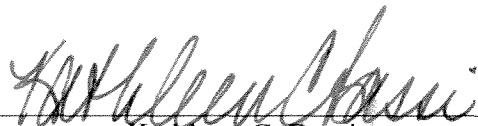
To:

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 **MOTION TO CHANGE NAME OF PETITIONER**, a copy of which is herewith served upon you.

  
 \_\_\_\_\_  
 Kathleen C. Bassi

Dated: August 26, 2011

SCHIFF HARDIN LLP

Attorneys for Dynegy Midwest Generation, LLC

Kathleen C. Bassi

Stephen J. Bonebrake

233 South Wacker Drive, Suite 6600

Chicago, Illinois 60606

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**BEFORE THE ILLINOIS POLLUTION CONTROL BOARD**

<b>DYNEGY MIDWEST GENERATION, INC.,</b>	)	
<b>(HAVANA POWER STATION),</b>	)	
	)	
<b>Petitioner,</b>	)	
	)	
<b>v.</b>	)	<b>PCB 07-115</b>
	)	<b>(Permit Appeal – Air)</b>
<b>ILLINOIS ENVIRONMENTAL</b>	)	
<b>PROTECTION AGENCY,</b>	)	
	)	
<b>Respondent.</b>	)	

**MOTION TO CHANGE NAME OF PETITIONER**

NOW COMES Petitioner, DYNEGY MIDWEST GENERATION, LLC (BALDWIN ENERGY COMPLEX), by and through its attorneys, SCHIFF HARDIN LLP, pursuant to 35 Ill.Adm.Code §§ 101.500 and 101.504, and moves the Board to amend the caption in this matter to reflect a change in the name of the Petitioner. On August 4, 2011, Dynegy Midwest Generation, Inc. completed a corporate restructuring through which Dynegy Midwest Generation, Inc., an Illinois corporation, was merged with and into Dynegy Midwest Generation, LLC (“DMG LLC”), a Delaware limited liability company, with DMG LLC the surviving entity of the merger.

In addition to amending the caption, Petitioner further requests that any references to Dynegy Midwest Generation, Inc. contained in the petition and other pleadings filed in this matter be considered references to DMG LLC.

Respectfully submitted,

DYNEGY MIDWEST GENERATION, INC.  
(HAVANA POWER STATION)

by:

A handwritten signature in cursive script, appearing to read "Kathleen Bassi", is written over a horizontal line.

One of Its Attorneys

Dated: August 24, 2011

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

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

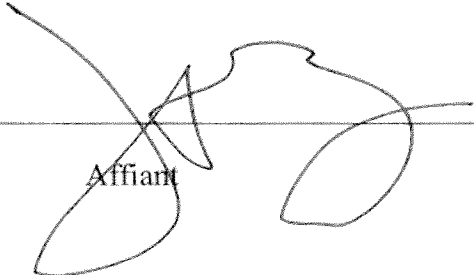
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PROTECTION AGENCY, )  
 )  
Respondent. )

AFFIDAVIT OF JASON A. BUCHMAN

I, JASON A. BUCHMAN, being first duly sworn, depose and state the following:

1. I am Vice President and Group General Counsel of Dynegy Midwest Generation, LLC.
2. My office is located at 1000 Louisiana Street, Suite 5800, Houston, Texas 77002.
3. I have read the attached Motion to Change Name of Petitioner, and the contents are true and correct to the best of my knowledge.

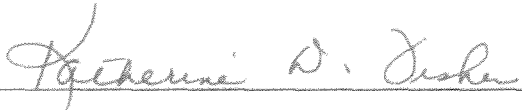
FURTHER AFFIANT SAYETH NOT.

  
\_\_\_\_\_  
Affiant

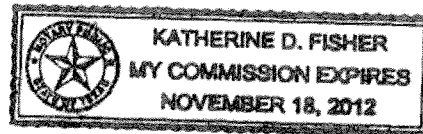
Dated: August 24, 2011

State of Texas  
County of Harris

Before me, a notary public, on this 24<sup>th</sup> day of August, 2011, personally appeared JASON A. BUCHMAN, Vice President and Group General Counsel of Dynege Midwest Generation, LLC, known to me to be the person whose name is subscribed to the foregoing document and, being by me first duly sworn, declared that the statements therein contained are true and correct.

  
\_\_\_\_\_

Notary Public



**CERTIFICATE OF SERVICE**

I, the undersigned, certify that on this 26<sup>th</sup> day of August, 2011, I have served electronically the attached **MOTION TO CHANGE NAME OF PETITIONER**, 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  
69 West Washington Street, 18<sup>th</sup> Floor  
Chicago, Illinois 60602  
[gtheophilos@atg.state.il.us](mailto:gtheophilos@atg.state.il.us)  
[lcunningham@atg.state.il.us](mailto:lcunningham@atg.state.il.us)

Mr. Bradley P. Halloran, Hearing Officer  
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100 West Randolph Street, Suite 11-500  
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[hallorab@ipcb.state.il.us](mailto:hallorab@ipcb.state.il.us)



Kathleen C. Bassi

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