BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

| MIDWEST GENERATION, LLC - |) |
|---------------------------|------------------------------|
| FISK GENERATING STATION, |) |
| Petitioner, |) |
| v. |) PCB 08-018 |
| ILLINOIS ENVIRONMENTAL |) (Permit Appeal – Air)) |
| 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 L. Nichole Cunningham Assistant Attorneys General Environmental Bureau 69 West Washington Street, 18th 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.

assi Kathleen C. Bass

Dated: August 8, 2012

SCHIFF HARDIN LLP Attorneys for Midwest Generation, LLC Kathleen C. Bassi Stephen J. Bonebrake 233 South Wacker Drive, Suite 6600 Chicago, Illinois 60606 Phone: 312-258-5567 Fax: 312-258-5600 kbassi@schiffhardin.com

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| I ROTECTION AGENCI, |) | |
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WAIVER OF DECISION DEADLINE

NOW COMES Petitioner, MIDWEST GENERATION, LLC - FISK GENERATING

STATION, by and through its attorneys, SCHIFF HARDIN LLP, and waives the Board's

statutory decision deadline in this matter until February 21, 2013.

Respectfully submitted,

MIDWEST GENERATION, LLC – FISK GENERATING STATION

by:

Its Attorneys

Dated: August 8, 2012

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 8th day of August, 2012, 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:

L. Nichole Cunningham Assistant Attorneys General Environmental Bureau 69 West Washington Street, 18th Floor Chicago, Illinois 60602 <u>lcunningham@atg.state.il.us</u>

Mr. Bradley P. Halloran, Hearing Officer Illinois Pollution Control Board James R. Thompson Center 100 West Randolph Street, Suite 11-500 Chicago, Illinois 60601 hallorab@ipcb.state.il.us

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