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SEP 10 2012

STATE OF ILLINOIS
Pollution Control Board

ILLINOIS POLLUTION CONTROL BOARD
September 10, 2012

DYNEGY MIDWEST GENERATION, LLC,)
)
Petitioner,)
)
v.)
)
ILLINOIS ENVIRONMENTAL PROTECTON)
AGENCY,)
)
Respondent.)

PCB 12-135
(Variance - Air)

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HEARING OFFICER ORDER

On August 23, 2012, all parties participated in a telephonic status conference with the hearing officer. The petitioner requested that this matter be continued in light of the recent United States Court of Appeals decision in Homer City v. EPA. The petitioner stated that it will file an additional waiver of the statutory decision deadline to and including December 6, 2012.

The parties or their legal representatives are directed to participate in a telephonic pre-hearing conference with the hearing officer on October 11, 2012, at 11:30 a.m. The telephonic conference must be initiated by the petitioner, but each party is nonetheless responsible for its own appearance. At the conference, the parties must be prepared to discuss the status of the above-captioned matter and their readiness for hearing.

IT IS SO ORDERED.



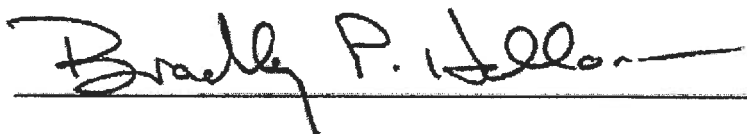
Bradley P. Halloran
Hearing Officer
Illinois Pollution Control Board
James R. Thompson Center, Suite 11-500
100 W. Randolph Street
Chicago, Illinois 60601
312.814.8917

CERTIFICATE OF SERVICE

It is hereby certified that true copies of the foregoing order were mailed, first class, on September 10, 2012, to each of the persons on the service list below.

It is hereby certified that a true copy of the foregoing order was hand delivered to the following on September 10, 2012:

John T. Therriault
 Illinois Pollution Control Board
 James R. Thompson Center
 100 W. Randolph St., Ste. 11-500
 Chicago, Illinois 60601



Bradley P. Halloran
 Hearing Officer
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