

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

| | | |
|------------------------|---|-----------------------|
| ELECTRIC ENERGY, |) | |
| INCORPORATED, |) | |
| |) | |
| Petitioner, |) | |
| |) | |
| v. |) | PCB 2006-65 |
| |) | (CAAPP Permit Appeal) |
| ILLINOIS ENVIRONMENTAL |) | |
| PROTECTION AGENCY, |) | |
| |) | |
| Respondent. |) | |

NOTICE OF FILING

To: Those Individuals as Listed on attached Certificate of Service

Please take notice that on February 15, 2013, the undersigned caused to be filed with the Clerk of the Illinois Pollution Control Board the **Waiver of Decision Date**, a copy of which is herewith served upon you.

/s/ David L. Rieser
By: One of the Attorneys for Electric Energy,
Incorporated

David L. Rieser
Attorney for Petitioner
Much Shelist, P.C.
191 N. Wacker Drive, Suite 1800
Chicago, Illinois 60606
(312) 521-2717

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| |) | |
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WAIVER OF DECISION DATE

NOW COMES the Petitioner, by its attorneys, David L. Rieser and Much Shelist, P.C. and waives the Board's statutory decision date in this matter until September 5, 2013.

Respectfully submitted,

Dated: February 15, 2013

/s/ David L. Rieser

David L. Rieser
Attorney for Petitioner
Much Shelist, P.C.
191 N. Wacker Drive, Suite 1800
Chicago, Illinois 60606
(312) 521-2717

CERTIFICATE OF SERVICE

I, David L. Rieser, an attorney for Petitioner, hereby certify that I served a copy of **Waiver of Decision Date** upon those listed below on February 15, 2013 via the Illinois Pollution Control Board Clerk's Office Online (COOL) electronic filing system and U.S. mail.

Jane E. McBride, Assistant Attorney General
Office of the Attorney General
Environmental Bureau
500 South Second Street
Springfield, IL 62706

Mr. John Therriault, Assistant Clerk
Illinois Pollution Control Board
James R. Thompson Center
100 West Randolph Street, Suite 11-500
Chicago, IL 60601

Bradley P. Halloran, Hearing Officer
Illinois Pollution Control Board
James R. Thompson Center
100 West Randolph St., Suite 11-500
Chicago, IL 60601

/s/ David L. Rieser