

ILLINOIS POLLUTION CONTROL BOARD
December 17, 2015

MIDWEST GENERATION, LLC,)
CRAWFORD GENERATING STATION,)
)
Petitioner,)
)
v.) PCB 06-56
) (CAAPP Permit Appeal – Air)
ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)
)
Respondent.)

ORDER OF THE BOARD (by C.K. Zalewski):

On November 2, 2005, Midwest Generation, LLC, Crawford Generating Station (MWG) timely filed a petition asking the Board to review a September 29, 2005 determination of the Illinois Environmental Protection Agency (Agency). *See* 415 ILCS 5/40.2(a) (2004); 35 Ill. Adm. Code 105.302(e). In the determination, the Agency issued a Clean Air Act Permit Program (CAAPP) permit with conditions. The CAAPP permit concerns Midwest Generation’s electric generating station located at 3501 South Pulaski Road in Chicago, Cook County.

On November 30, 2015, MWG filed a motion to dismiss this permit appeal (Mot.). In its motion, MWG states that it “voluntarily moves to dismiss” the appeal, without prejudice to prosecution of challenges to permits issued to any other MWG facility; any claims MWG may have in other pending permit appeals; and to any claims MWG may have with respect to future permits for this facility. Mot. at 1. MWG further requests that each party bear its own fees and costs for this appeal, and states that MWG’s counsel contacted counsel for the Agency in this appeal, who stated that he “had no objection to this motion.” *Id.* The Board grants MWG’s motion, dismisses this case, and closes the docket.

IT IS SO ORDERED.

I, John T. Therriault, Clerk of the Illinois Pollution Control Board, certify that the Board adopted the above order on December 17, 2015, by a vote of 5-0.



John T. Therriault, Clerk
Illinois Pollution Control Board

