

**BEFORE THE ILLINOIS POLLUTION CONTROL BOARD**

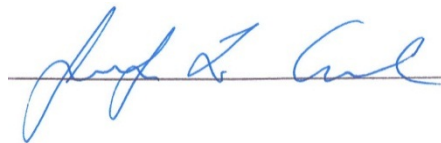
In the Matter of:	)	
	)	
SIERRA CLUB, ENVIRONMENTAL	)	
LAW AND POLICY CENTER,	)	
PRAIRIE RIVERS NETWORK, and	)	
CITIZENS AGAINST RUINING THE	)	
ENVIRONMENT	)	
	)	PCB No-2013-015
Complainants,	)	(Enforcement – Water)
	)	
v.	)	
	)	
MIDWEST GENERATION, LLC,	)	
	)	
Respondents	)	

**NOTICE OF ELECTRONIC FILING**

To: Attached Service List

PLEASE TAKE NOTICE that on December 28, 2015, I electronically filed with the Clerk of the Illinois Pollution Control Board: **CITIZENS GROUPS' MOTION FOR EXTENSION OF TIME TO RESPOND TO MIDWEST GENERATION, LLC'S MOTION TO STRIKE THE DISCUSSION OF THE FEDERAL CCR RULES**, a copy of which is served on you along with this notice.

Respectfully submitted,



Jennifer L. Cassel  
Staff Attorney  
Environmental Law & Policy Center  
35 E. Wacker Dr., Suite 1600  
Chicago, IL 60601  
jcassel@elpc.org  
P: (312) 795-3726  
F: (312) 795-3730

Dated: December 28, 2015

**BEFORE THE ILLINOIS POLLUTION CONTROL BOARD**

---

In the Matter of:	)	
	)	
SIERRA CLUB, ENVIRONMENTAL	)	
LAW AND POLICY CENTER,	)	
PRAIRIE RIVERS NETWORK, and	)	
CITIZENS AGAINST RUINING THE	)	
ENVIRONMENT	)	
	)	
Complainants,	)	
	)	
v.	)	PCB No-2013-015
	)	(Enforcement – Water)
MIDWEST GENERATION, LLC,	)	
	)	
Respondents.	)	

---

**CITIZENS GROUPS' MOTION FOR EXTENSION OF TIME TO RESPOND TO  
MIDWEST GENERATION, LLC'S MOTION TO STRIKE THE DISCUSSION OF THE  
FEDERAL CCR RULES**

Pursuant to Board Rule 101.500(d), Sierra Club, Environmental Law & Policy Center (“ELPC”), Prairie Rivers Network, and Citizens Against Ruining the Environment (“CARE”) (collectively “Citizens Groups”), by and through their counsel, respectfully request a brief extension of one week, until January 12, 2016, to respond to Midwest Generation, LLC’s (“Midwest Gen”) Motion to Strike The Discussion of the Federal CCR Rules (“Motion to Strike”). In support of this request, Citizens Groups state as follows:

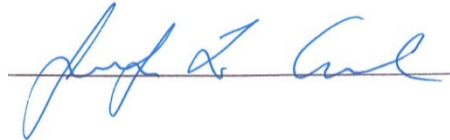
1. Midwest Gen filed its Motion to Strike on December 22, 2015.
2. Board Rule 101.500(d) provides that responses to motions are due within 14 days after the motion is filed. Fourteen days after December 22, 2015 is January 5, 2016.

3. Due to longstanding vacation plans during the upcoming Christmas and New Year holidays, it would be very challenging for Citizens Groups to complete their response to the Motion to Strike within the fourteen day timeframe provided by Board Rule 101.500(d).

4. A one-week delay in Citizens Groups' response to Midwest Gen's Motion to Strike would not prejudice any party because the dispute at issue in the motion can be resolved well within the expert discovery period that, per the September 30, 2015 scheduling order, extends until April 1, 2016.

WHEREFORE, Citizens Groups respectfully request an extension of time allowing them until January 12, 2016, to respond to Midwest Gen's Motion to Strike.

Respectfully submitted,



Jennifer L. Cassel  
Lindsay Dubin  
Environmental Law & Policy Center  
35 E. Wacker Dr., Suite 1600  
Chicago, IL 60601  
jcassel@elpc.org  
ldubin@elpc.org  
P: (312) 795-3726  
F: (312) 795-3730

*Attorneys for ELPC, Sierra Club and  
Prairie Rivers Network*

Faith E. Bugel  
1004 Mohawk  
Wilmette, IL 60091  
fbugel@gmail.com  
P: (312) 282-9119

Greg Wannier  
Associate Attorney  
Sierra Club Environmental Law  
Program  
85 Second Street, 2nd Floor  
San Francisco, CA 94105  
greg.wannier@sierraclub.org  
P: (415) 977-5646

*Attorneys for Sierra Club*

Abel Russ  
Attorney  
Environmental Integrity Project  
1000 Vermont Avenue NW  
Washington, DC 20005  
aruss@environmentalintegrity.org  
P: (802) 662-7800  
F: (202) 296-8822

*Attorney for Prairie Rivers Network*

Keith Harley  
Chicago Legal Clinic, Inc.  
211 W. Wacker, Suite 750  
Chicago, IL 60606  
kharley@kentlaw.iit.edu  
P: (312) 726-2938  
F: (312) 726-5206

Dated: December 28, 2015

*Attorney for CARE*

**CERTIFICATE OF SERVICE**

The undersigned certifies that a true copy of the foregoing Notice of Electronic filing was filed electronically on December 28, 2015 with the following:

John Therriault, Assistant Clerk  
Illinois Pollution Control Board  
100 West Randolph St  
Suite 11-500  
Chicago, IL 60601

And that true copies of the *NOTICE OF ELECTRONIC FILING* and *CITIZENS GROUPS' MOTION FOR EXTENSION OF TIME TO RESPOND TO MIDWEST GENERATION, LLC'S MOTION TO STRIKE THE DISCUSSION OF THE FEDERAL CCR RULES* were served via electronic mail and via the US Postal Service by First Class Mail, postage prepaid, on December 28, 2015 on the parties listed on the following Service List.

/s/ Elissa C. Jeffers  
Elissa C. Jeffers  
Legal Assistant  
Environmental Law & Policy Center  
35 E Wacker Drive. Suite 1600  
Chicago, Illinois 60601  
ejeffers@elpc.org  
P: 312-795-3718

**PCB 2013-015 SERVICE LIST:**

Jennifer T. Nijman  
Susan M. Franzetti  
Kristen Laughridge Gale  
NIJMAN FRANZETTI LLP  
10 South LaSalle Street, Suite 3600  
Chicago, IL 60603  
[jn@nijmanfranzetti.com](mailto:jn@nijmanfranzetti.com)

CT Corporation Systems  
Midwest Generation, LLC  
208 South LaSalle Street Suite 814  
Chicago, IL 60604