

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

DYNEGY MIDWEST GENERATION, LLC,)	
BALDWIN ENERGY COMPLEX)	
)	
Petitioner)	
)	
v.)	PCB 15-138
)	(NPDES Permit Appeal)
ILLINOIS ENVIRONMENTAL PROTECTION)	
AGENCY)	
)	
)	
Respondent.)	

NOTICE OF FILING

To: ALL PARTIES ON THE ATTACHED SERVICE LIST

PLEASE TAKE NOTICE that today I have electronically filed with the Office of the Clerk of the Illinois Pollution Control Board the attached **MOTION TO VOLUNTARILY DISMISS** copies of which are herewith served upon you.

Respectfully submitted,

/s/ Amy Antonioli

Amy Antonioli
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Dated: July 12, 2016

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

DYNEGY MIDWEST GENERATION, LLC,)	
BALDWIN ENERGY COMPLEX)	
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Petitioner)	
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v.)	PCB 15-138
)	(NPDES Permit Appeal)
ILLINOIS ENVIRONMENTAL PROTECTION)	
AGENCY)	
)	
)	
Respondent.)	

MOTION TO VOLUNTARILY DISMISS

NOW COMES Petitioner Dynegy Midwest Generation, LLC, Baldwin Energy Complex (Dynegy), by its undersigned attorney pursuant to Section 101.500 of the Illinois Pollution Control Board's (Board's) procedural rules (35 Ill. Adm. Code 101.500) and moves the Board to dismiss this National Pollutant Discharge Elimination System (NPDES) permit appeal and close the docket, stating as follows:

1. On January 16, 2015, Petitioner filed a Petition for Review of NPDES Permit No. IL0000043 issued by the Illinois Environmental Protection Agency (IEPA) on December 12, 2014, and a request for a stay of the contested condition.
2. The Board stayed the effectiveness of the contested condition pending the final resolution of the appeal.
3. The parties came to an agreement about the issues raised in the appeal.
4. Dynegy received a final modified NPDES permit addressing the issues raised in the appeal on June 28th, 2016.

WHEREFORE, Petitioner moves the Board to grant the Motion to Voluntarily Dismiss, dismiss the Petition for Review, and close the docket.

Respectfully submitted,

/s/ Amy Antonioli

Amy Antonioli
SCHIFF HARDIN, LLP
233 South Wacker Drive, Suite 6600
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312-258-5500
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Dated: July 12, 2016

CERTIFICATE OF SERVICE

I, the undersigned, certify that on this 12th day of July, 2016:

I have electronically served a true and correct copy of the attached **MOTION TO VOLUNTARILY DISMISS**, on behalf of Dynegy Midwest Generation, LLC, Baldwin Energy Complex, upon the following Mr. Brad Halloran, Hearing Officer at the Illinois Pollution Control Board at the email address of [Brad.Halloran/@illinois.gov](mailto:Brad.Halloran@illinois.gov);

My e-mail address is aantonioli@schiffhardin.com;

The number of pages in the e-mail transmission is 5.

The e-mail transmission took place before 5:00 p.m.

I further certify that I have served a true and correct copy of the attached **MOTION TO VOLUNTARILY DISMISS**, on behalf of Dynegy Midwest Generation, LLC, Baldwin Energy Complex, by first class mail, postage affixed, upon:

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/s/ Amy Antonioli

Amy Antonioli

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SERVICE LIST

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