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STATE OF ILLINOIS
Pollution Control Board

ILLINOIS POLLUTION CONTROL BOARD

August 2, 2016

SIERRA CLUB, NATURAL RESOURCES)
DEFENSE COUNCIL, PRAIRIE RIVERS)
NETWORK, and ENVIRONMENTAL LAW)
& POLICY CENTER,)

Petitioners,)

v.)

ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY and MIDWEST)
GENERATION, LLC.,)

Respondents.)

PCB 15-189
(Third-Party NPDES Permit Appeal-
Water)



ORIGINAL

HEARING OFFICER ORDER

On August 2, 2016, all parties participated in a telephonic status conference with the hearing officer. All parties were in agreement that the hearing will be held on October 5, 2016. The time and location will be noted in a notice of hearing that will be issued no later than August 31, 2016.

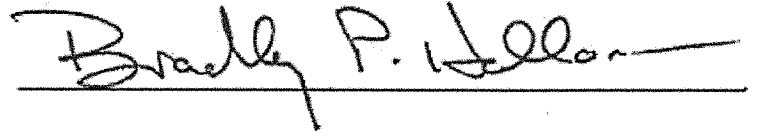
The respondents orally objected to the "limited" discovery, including twenty-three interrogatories that were served on them July 28, 2016. The parties were directed to discuss the objections in an attempt to resolve any issues prior to the next status conference. If an agreement cannot be achieved, the respondents are to file their respective written objections on or before August 12, 2016. Discovery response date of August 26, 2016, will be held in abeyance and will be discussed at the next status conference. The petitioners were directed to file a copy of the written discovery with the Board.

The parties were directed to file their respective pre-hearing briefs summarizing the issues at hearing on or before September 16, 2016, not September 22, 2016, as directed in my last order. The parties were also directed to discuss what, if any, pre-hearing motions that may be filed.

The parties are encouraged to consent to e-mail service of my orders. Consent may be e-mailed and need only include a name, e-mail address and reference to this docket number.

The parties or their legal representatives are directed to participate in a telephonic status conference with the hearing officer on August 11, 2016, at 1:00 p.m. The telephonic conference must be initiated by the petitioners, 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.

A handwritten signature in black ink, reading "Bradley P. Halloran", is written over a solid horizontal line.

Bradley P. Halloran
Hearing Officer
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312.814.8917
Brad.Halloran@illinois.gov

CERTIFICATE OF SERVICE

It is hereby certified that true copies of the foregoing order were e- mailed and mailed first class, on August 2, 2016, 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 August 2, 2016:

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

A handwritten signature in black ink that reads "Bradley P. Halloran". The signature is written in a cursive style and is positioned above a solid horizontal line.

Bradley P. Halloran
Hearing Officer
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