

ILLINOIS POLLUTION CONTROL BOARD
November 16, 2016

MIDWEST GENERATION, LLC,)	
)	
Petitioner,)	
)	
v.)	
)	PCB 16-19
ILLINOIS ENVIRONMENTAL)	(Variance – Water)
PROTECTON AGENCY,)	
)	
Respondent.)	

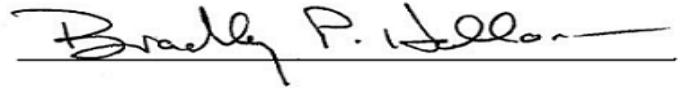
HEARING OFFICER ORDER

On November 16, 2016, all parties participated in a telephonic status conference with the hearing officer. The petitioner Midwest Generation LLC (Midwest Gen) stated that sampling has been completed but as a result of discussions with the Illinois Environmental Protection Agency (Agency) and the United States Environmental Protection Agency (USEPA), Midwest Gen intends to amend its variance petition to be in compliance with the Agency's and the USEPA's regulations. The Agency is in the process of amending its regulations and anticipates that they will be adopted in early 2017. Once Midwest Gen reviews the regulations, it will file an amended variance petition.

It was agreed that the Agency's recommendation is now due on or before April 7, 2017. Midwest Gen stated that it will file an additional waiver of the statutory decision deadline to and including June 1, 2017.

The parties or their legal representatives are directed to participate in a telephonic status conference with the hearing officer on February 22, 2017, at 9:30 a.m. The telephonic status conference must be initiated by the petitioner, but each party is nonetheless responsible for its own appearance. At the status 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 that reads "Bradley P. Halloran" with a long horizontal flourish extending to the right. The signature is positioned above a solid horizontal line.

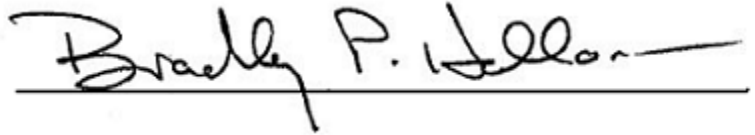
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Hearing Officer
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CERTIFICATE OF SERVICE

It is hereby certified that true copies of the foregoing order were e-mailed on November 16, 2016, to each of the persons on the attached service list.

It is hereby certified that a true copy of the foregoing order was hand delivered to the following on November 16, 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
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