

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

MIDWEST GENERATION, LLC –)	
POWERTON GENERATING STATION,)	
)	
Petitioner,)	
)	
v.)	PCB 07-101
)	(Permit Appeal—Air)
ILLINOIS ENVIRONMENTAL)	
PROTECTON AGENCY,)	
)	
Respondent.)	

NOTICE OF FILING

To:

Don Brown, Assistant Clerk
 Illinois Pollution Control Board
 James R. Thompson Center, Suite 11-500
 100 West Randolph
 Chicago, Illinois 60601

James P. Gignac
 Assistant Attorney General
 Environmental Bureau
 69 West Washington Street, 18th Floor
 Chicago, Illinois 60602

Mr. Bradley P. Halloran, Hearing Officer
 Illinois Pollution Control Board
 James R. Thompson Center, Suite 11-500
 100 West Randolph Street
 Chicago, Illinois 60601

Angad Nagra
 Assistant Attorney General
 Environmental Bureau
 69 West Washington Street, 18th Floor
 Chicago, Illinois 60602

PLEASE TAKE NOTICE that I have today filed with the Office of the Clerk of the Pollution Control Board the attached **Motion for Voluntary Dismissal of Permit Appeal**, a copy of which is herewith served upon you.

/s/ Ryan C. Granholm
 Ryan C. Granholm

Dated: June 26, 2017

SCHIFF HARDIN LLP
Attorneys for Midwest Generation, LLC
Stephen J. Bonebrake
Ryan C. Granholm
233 South Wacker Drive, Suite 7100
Chicago, Illinois 60606
Phone: 312-258-5633
Fax: 312-258-5600
rgranholm@schiffhardin.com

Andrew N. Sawula
One Westminster Place, Suite 200
Lake Forest, IL 60045
Phone: 847-295-4336

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MOTION FOR VOLUNTARY DISMISSAL OF PERMIT APPEAL

Petitioner, by and through its attorneys, Schiff Hardin LLP, and pursuant to 35 Ill. Admin. Code 101.500 hereby voluntarily moves to dismiss the above captioned permit appeal. This voluntary dismissal is without prejudice to Petitioner’s ability to prosecute challenges to any permit issued to any other facility owned or operated by Petitioner, to any claims Petitioner may have in any other permit appeals currently before the Board, and to any claims it may have with respect to future permits for this facility. Petitioner further requests that the Board order each party to bear its own costs and fees for this permit appeal. Petitioner contacted counsel for Respondent who stated he had no objection to this motion.

Respectfully submitted,

MIDWEST GENERATION, LLC

by:

/s/ Andrew N. Sawula
One of Its Attorneys

Dated: June 26, 2017

SCHIFF HARDIN LLP
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Ryan C. Granholm
233 South Wacker Drive, Suite 7100
Chicago, Illinois 60606
Phone: 312-258-5633
Fax: 312-258-5600
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