

**ILLINOIS POLLUTION CONTROL BOARD**

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<b>MIDWEST GENERATION EME, LLC</b>	)	
<b>Petitioner,</b>	)	<b>PCB 04-185</b>
	)	<b>(Trade Secret Appeal)</b>
<b>v.</b>	)	
	)	
	)	
<b>ILLINOIS ENVIRONMENTAL</b>	)	
<b>PROTECTION AGENCY,</b>	)	
<b>Respondent.</b>	)	

**NOTICE OF FILING**

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

Lisa Madigan  
Matthew Dunn  
Ann Alexander  
Paula Becker Wheeler  
Office of the Attorney General  
188 West Randolph Street, Suite 2000  
Chicago, Illinois 60601

PLEASE TAKE NOTICE that I have today filed with the Office of the Clerk of the Pollution Control Board Midwest Generation EME, LLC's Waiver of Deadline for Board Action, a copy of which is herewith served upon you.

/s/ Mary Ann Mullin  
Mary Ann Mullin

Dated: June 28, 2006

Schiff Hardin LLP  
6600 Sears Tower  
Chicago, IL 60606  
(312) 258-5687

**ILLINOIS POLLUTION CONTROL BOARD**

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<b>Petitioner,</b>	)	<b>PCB 04-185</b>
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<b>v.</b>	)	
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<b>ILLINOIS ENVIRONMENTAL</b>	)	
<b>PROTECTION AGENCY,</b>	)	
<b>Respondent.</b>	)	

**WAIVER OF DEADLINE  
FOR BOARD ACTION**

In accordance with 35 Ill. Adm. Code 101.308(c)(2), Midwest Generation EME, LLC hereby waives the statutory deadline for Board action in the above-captioned matter from October 6, 2006 to March 26, 2007.

Respectfully submitted,

MIDWEST GENERATION EME, LLC

By: /s/ Mary Ann Mullin  
Mary Ann Mullin

SCHIFF HARDIN LLP  
6600 Sears Tower  
Chicago, Illinois 60606  
(312) 258-5540

One of the Attorneys for  
Midwest Generation EME, LLC

Dated: June 28, 2006

**CERTIFICATE OF SERVICE**

I, the undersigned, certify that I have served the attached Midwest Generation EME, LLC's Waiver of Deadline for Board Action, by U.S. Mail, upon the following persons:

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

Lisa Madigan  
Matthew Dunn  
Ann Alexander  
Paula Becker Wheeler  
Office of the Attorney General  
188 West Randolph Street, Suite 2000  
Chicago, Illinois 60601

Dated: June 28, 2006

Respectfully submitted,

MIDWEST GENERATION EME, LLC

By: /s/ Mary Ann Mullin  
Mary Ann Mullin

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6600 Sears Tower  
Chicago, Illinois 60606  
(312) 258-5687

One of the Attorneys for  
Midwest Generation EME, LLC