

ILLINOIS POLLUTION CONTROL BOARD

May 22, 2007

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

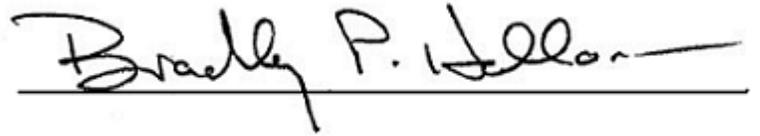
HEARING OFFICER ORDER

On May 17, 2007, the parties submitted an agreed proposed discovery schedule. The discovery schedule is accepted to the extent as follows.

Initial interrogatories and document requests (limited to 25 of each, including subparts) must be served on or before August 17, 2007. Responses to initial interrogatories and document requests must be served on or before September 17, 2007. Depositions must be completed on or before December 17, 2007. Final interrogatories and document requests (limited to 15 each, including subparts) must be served on or before January 17, 2008. Responses to final interrogatories and document requests must be served on or before February 29, 2008. Supplementation or amendments of prior discovery responses must be served on or before March 14, 2008. Pre-hearing disclosure of the respective parties' list of exhibits and witnesses and their list of stipulated facts must be filed on or before April 11, 2008. Supplemental discovery closes on June 27, 2008. Dispositive motions and motions in limine must be filed on or before August 1, 2008.

The parties or their legal representatives are directed to participate in a telephonic status conference with the hearing officer on June 7, 2007, at 1:00 p.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". The signature is written in a cursive style and is positioned above a solid horizontal line.

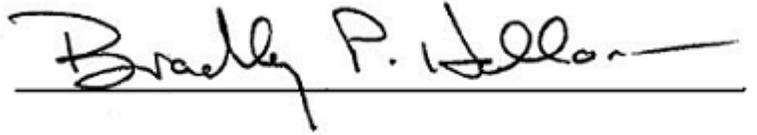
Bradley P. Halloran
Hearing Officer
Illinois Pollution Control Board
James R. Thompson Center, Suite 11-500
100 W. Randolph Street
Chicago, Illinois 60601
312.814.8917

CERTIFICATE OF SERVICE

It is hereby certified that true copies of the foregoing order were mailed, first class, on May 22, 2007, 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 May 22, 2007:

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" with a horizontal line underneath it.

Bradley P. Halloran
Hearing Officer
Illinois Pollution Control Board
100 W. Randolph Street, Suite 11-500
Chicago, Illinois 60601
(312) 814-8917

PCB 2004-185
Paula Becker Wheeler
Office of the Attorney General
188 West Randolph, 20th Floor
Chicago, IL 60601

PCB 2004-185
Ann Alexander
Office of the Attorney General
188 West Randolph, 20th Floor
Chicago, IL 60601

PCB 2004-185
IEPA
1021 North Grand Avenue East
P.O. Box 19276
Springfield, IL 62794-9276

PCB 2004-185
Katherine D. Hodge
Illinois Environmental Regulatory Group
3150 Roland Avenue
Springfield, IL 62703

PCB 2004-185
N. LaDonna Driver
Illinois Environmental Regulatory
Group
3150 Roland Avenue
Springfield, IL 62703

PCB 2004-185
Sheldon A. Zabel
Schiff Hardin, LLP
6600 Sears Tower
233 South Wacker Drive
Chicago, IL 60606-6473

PCB 2004-185
Mary Ann Mullin
Schiff Hardin, LLP
6600 Sears Tower
233 South Wacker Drive
Chicago, IL 60606-6473

PCB 2004-185
Andrew N. Sawula
Schiff Hardin, LLP
6600 Sears Tower
233 South Wacker Drive
Chicago, IL 60606-6473

PCB 2004-185
Keith I. Harley
Chicago Legal Clinic
205 West Monroe Street, 4th Floor
Chicago, Il 60606

