

ILLINOIS POLLUTION CONTROL BOARD

November 1, 2007

IN THE MATTER OF:)
)
PETITION OF MIDWEST GENERATION,) AS 07-3
L.L.C., WAUKEGAN GENERATING) (Adjusted Standard – Air)
STATION FOR AN ADJUSTED)
STANDARD FROM 35 ILL. ADM. CODE)
225.230)


ORDER OF THE BOARD (by G.T. Girard):

On March 1, 2007, Midwest Generation L.L.C. (Midwest Generation) filed a motion to stay this proceeding. On March 15, 2007, the Board granted the motion to stay and directed Midwest Generation to file a written status report 30 days after the Board's final action in Proposed New Clean Air Interstate Rule (CAIR) SO₂, NO_x Annual and NO_x Ozone Season Trading Programs, 35 Ill. Adm. Code 225, Subparts A, C, D and E, R06-26. The Board adopted as final the CAIR rule on August 24, 2007, so that the status report was due by September 24, 2007.

On October 25, 2007, Midwest Generation filed the status report along with a motion to file *instanter*. The Board grants the motion and accepts the status report. The Board notes that the hearing officer has already set this matter for a status conference with the hearing officer on November 29, 2007.

IT IS SO ORDERED.

I, John T. Therriault, Assistant Clerk of the Illinois Pollution Control Board, certify that the Board adopted the above order on November 1, 2007, by a vote of 4-0.



John T. Therriault, Assistant Clerk
Illinois Pollution Control Board