

Electronic Filing - Received, Clerk's Office, May 21, 2008

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

Midwest Generation EME, LLC,)	
)	
Petitioner,)	
)	
v.)	PCB No. 04-185
)	(Trade Secret Appeal)
)	
Illinois Environmental Protection Agency,)	
)	
Respondent.)	

**MIDWEST GENERATION EME, LLC'S
WAIVER OF DEADLINE FOR BOARD ACTION**

Pursuant to 35 Ill. Admin. Code §101.308(c)(2), Midwest Generation EME, LLC hereby waives the statutory decision deadline for Board action in the above-captioned matter from September 20, 2008 to March 19, 2009.

Respectfully submitted,

Midwest Generation EME, LLC

By: /s/ Mary Ann Mullin
Mary A. Mullin

Schiff Hardin LLP
One Westminster Place
Lake Forest, IL 60045
(847) 295-4318

Attorneys for
Midwest Generation EME, LLC

Dated: May 21, 2008

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CERTIFICATE OF SERVICE

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

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

Bradley P. Halloran, Hearing Officer
Illinois Pollution Control Board
100 West Randolph, Suite 11-500
Chicago, IL 60601

Dated: Chicago, Illinois
May 21, 2008

Respectfully submitted,

MIDWEST GENERATION EME, LLC

By: /s/ Mary Ann Mullin

Mary Ann Mullin

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One Westminster Place
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One of the Attorneys for
Midwest Generation EME, LLC