

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

IN THE MATTER OF:

**AMEREN ASH POND CLOSURE RULES
(HUTSONVILLE POWER STATION):
PROPOSED 35 ILL. ADM. CODE 840.101
THROUGH 840.144**

**R09-21
(Rulemaking – Land)**

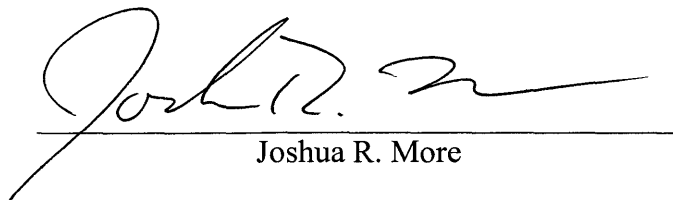
NOTICE OF FILING

To:

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

Persons included on the
ATTACHED SERVICE LIST

PLEASE TAKE NOTICE that we have today filed the attached, **MOTION FOR
EXTENSION OF TIME TO PRE-FILE QUESTIONS AND WRITTEN ANSWERS**, with
the Office of the Clerk of the Pollution Control Board.



Joshua R. More

Dated: September 1, 2009

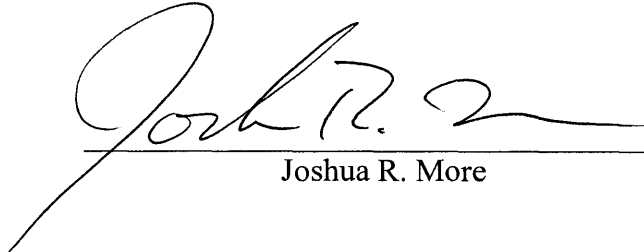
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CERTIFICATE OF SERVICE

I, the undersigned, certify that on this 1st day of September, 2009, I have served electronically the attached, **MOTION FOR EXTENSION OF TIME TO PRE-FILE QUESTIONS AND WRITTEN ANSWERS**, upon the following persons:

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

and by first class mail, postage affixed upon persons included on the **ATTACHED SERVICE LIST**.



Joshua R. More

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(R09-21)

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**R09-21
(Rulemaking – Land)**

**MOTION FOR EXTENSION OF TIME TO
PRE-FILE QUESTIONS AND WRITTEN ANSWERS**

Pursuant to 35 Ill. Adm. Code 101.522, Proponent, Ameren Energy Generating Company (“Ameren”) by and through one of its attorneys, respectfully moves for an extension of the pre-filing deadline to file questions, and in support of the Motion for Extension of Time to Pre-file Questions (“Motion”), states as follows:

1. On May 19, 2009, Ameren filed its Petition with the Board for the above-captioned proceeding.

2. On June 30, 2009, Hearing Officer Timothy Fox issued a hearing officer order setting pre-filed deadlines. The order directed participants to pre-file testimony no later than August 18, 2009, questions based on the pre-filed testimony no later than September 1, 2009, and written answers to those questions no later than September 15, 2009.

3. On August 18, 2009, Ameren submitted Pre-Filed Testimony of Michael Bollinger. On the same day, the Illinois Environmental Protection Agency (“Agency”) filed Proposed Amendments to Ameren’s Proposed 35 Ill. Adm. Code 840, and the pre-filed testimonies of Richard P. Cobb, William E. Buscher, Lynn E. Dunaway, Stephen F. Nightingale, and Christian J. Liebman.

4. Subsequent to the August 18, 2009 filings, Ameren and the Agency have been in contact and are working towards resolving the differences between Ameren's rulemaking proposal and the Agency's proposed revisions.

5. To allow the participants to discuss outstanding issues and continue working towards clarifying the proposed site-specific rule, Ameren requests a one-week extension of the deadline for pre-filing questions, making questions due no later than September 8, 2009, and a one-week extension of the deadline for written answers to those questions, making written answers due no later than September 22, 2009.


6. Because the participants have already pre-filed testimony in this matter, extending the deadline to pre-file questions and answers will not cause material prejudice to the participants, the Board or the general public.

7. The undersigned counsel contacted Mark Wight, counsel for the Agency, and the Agency has no objection to the requested extension of time.

WHEREFORE, Ameren respectfully requests that Hearing Officer Fox grant Ameren's motion to extend the deadline for pre-filing questions as set forth above.

Respectfully submitted,

AMEREN ENERGY GENERATING COMPANY

by: 
Joshua R. More

Dated: September 1, 2009

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