

RECEIVED
CLERK'S OFFICE

OCT 20 2009

STATE OF ILLINOIS
Pollution Control Board

ILLINOIS POLLUTION CONTROL BOARD
October 20, 2009

AMERENUE and RACCOON CREEK)
POWER PLANT,)
)
Petitioners,)
)
v.)
)
ILLINOIS ENVIRONMENTAL PROTECTON)
AGENCY,)
)
Respondent.)
)

PCB 09-98
(CAAPP Permit Appeal – Air)

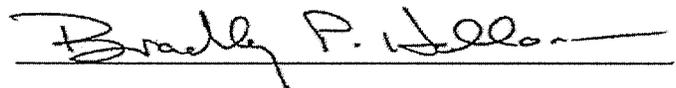
ORIGINAL

HEARING OFFICER ORDER

On October 15, 2009, all parties participated in a telephonic status conference with the hearing officer. The parties represented that settlement discussions continue and that it appears all issues have been resolved. The respondent stated that it is preparing a draft for petitioner's review. To that end, the record and respondent's answer are now due to be filed on or before December 31, 2009. The petitioner represented that it will file an additional 90 day waiver of the statutory decision deadline.

The parties or their legal representatives are directed to participate in a telephonic status conference with the hearing officer on December 10, 2009, at 11:00 a.m. The telephonic status conference must be initiated by the petitioners, 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.



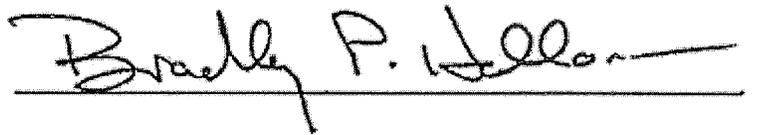
Bradley P. Halloran
Hearing Officer
Illinois Pollution Control Board
James R. Thompson Center, Suite 11-500
100 W. Randolph Street
Chicago, Illinois 60601
312.814.8917

CERTIFICATE OF SERVICE

It is hereby certified that true copies of the foregoing order were mailed, first class, on October 20, 2009, 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 October 20, 2009:

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, reading "Bradley P. Halloran", is written over a horizontal line.

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

PCB 2009-098
Division of Legal Counsel
IEPA
1021 North Grand Avenue East
P.O. Box 19276
Springfield, IL 62794-9276

PCB 2009-098
Renee Cipriano
Schiff Hardin, LLP
6600 Sears Tower
233 South Wacker Drive
Chicago, IL 60606-6473

PCB 2009-098
Joshua R. More
Schiff Hardin, LLP
6600 Sears Tower
233 South Wacker Drive
Chicago, IL 60606-6473