

RECEIVED
CLERK'S OFFICE

SEP 16 2010

STATE OF ILLINOIS
Pollution Control Board

ILLINOIS POLLUTION CONTROL BOARD
September 16, 2010

MIDWEST GENERATION, LLC, -)
POWERTON GENERATING STATION,)

Petitioner,)

v.)

ILLINOIS ENVIROMENTAL PROTECTION)
AGENCY,)

Respondent.)

PCB 08-23
(Permit Appeal – Air)

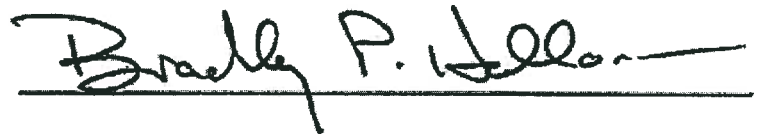
ORIGINAL

HEARING OFFICER ORDER

On September 9, 2010, all parties participated in a telephonic status conference with the hearing officer. The parties stated that they continue with their meetings and discussions exploring possibilities of resolving this appeal. The petitioner represented that it will file an additional 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 21, 2010, at 1:30 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.



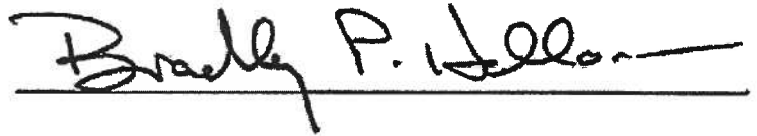
Bradley P. Halloran
Hearing Officer
Illinois Pollution Control Board
James R. Thompson Center, Suite 11-500
100 W. Randolph Street
Chicago, Illinois 60601
312.814.8917

CERTIFICATE OF SERVICE

It is hereby certified that true copies of the foregoing order were mailed, first class, on September 16, 2010 , 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 September 16, 2010:

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 solid 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

PCB 2008-023
L. Nichole Cunningham
Office of the Attorney General
69 W. Washington Street
Suite 1800
Chicago, IL 60602

PCB 2008-023
George D. Theophilos
Office of the Attorney General
69 W. Washington Street
Suite 1800
Chicago, IL 60602

PCB 2008-023
Kathleen C. Bassi
Schiff Hardin, LLP
6600 Sears Tower
233 South Wacker Drive
Chicago, IL 60606-6473

PCB 2008-023
Stephen J. Bonebrake
Schiff Hardin, LLP
6600 Sears Tower
233 South Wacker Drive
Chicago, IL 60606-6473