

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

IN THE MATTER OF:)	
)	
EMERGENCY RULEMAKING NITROGEN)	R11-26
OXIDES EMISSIONS: AMENDMENTS TO 35)	(Rulemaking – Air)
ILL. ADM. CODE 217.)	
)	

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 with the Office of the Clerk of the Pollution Control Board the **APPEARANCE OF KATHLEEN C. BASSI** on behalf of **MIDWEST GENERATION, LLC** and **WAIVER OF SERVICE IN HARD COPY**.



Kathleen C. Bassi

Dated: May 6, 2011

Kathleen C. Bassi
SCHIFF HARDIN, LLP
233 South Wacker Drive, Suite 6600
Chicago, Illinois 60606
312-258-5500
Fax: 312-258-5600
kbassi@schiffhardin.com

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OXIDES EMISSIONS: AMENDMENTS TO) **(Rulemaking – Air)**
35 ILL. ADM. CODE 217.)
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APPEARANCE

Affirming my appearance stated orally at hearing, I, KATHLEEN C. BASSI, hereby file my appearance in this matter on behalf of MIDWEST GENERATION, LLC.

Respectfully submitted,



Kathleen C. Bassi

Dated: May 6, 2011

Kathleen C. Bassi
SCHIFF HARDIN, LLP
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WAIVER OF SERVICE IN HARD COPY

On behalf of Participant, MIDWEST GENERATION, LLC, its attorney KATHLEEN C. BASSI of SCHIFF HARDIN LLP, hereby waives service in hard copy and instead accepts service by email of all documents filed in this rulemaking proceeding. Pursuant to the procedural rules of the Illinois Pollution Control Board (“Board”), documents in a rulemaking proceeding must be served and filed in accordance with the requirements of 35 Ill. Adm. Code 101.Subpart C. 35 Ill. Adm. Code 102.400. Under Part 101, Subpart C, service may be effectuated by U.S. Mail or other mail delivery service, in person, by messenger, or by electronic transmission with approval from the Clerk of the Board or hearing officer. 35 Ill. Adm. Code 102.304(c); 101.302(d). Midwest Generation intends this waiver of service of documents in hard copy, subject to approval from the Clerk of the Board or hearing officer, to allow any participant or person serving a document in this rulemaking docket the option of serving Midwest Generation by electronic transmission, via email to the attorneys of record, rather than in hard copy.

Midwest Generation does not waive service generally. As provided in the Board’s procedural rules, filing electronically via the Board’s Clerk’s Office On-Line (“COOL”) system does not itself constitute service; rather, “[p]arties in Board [regulatory] proceedings are

responsible for service of all documents they file with the Clerk's Office." 35 Ill. Adm. Code 101.304(b).

The electronic service address for Kathleen Bassi is as follows:
kbassi@schiffhardin.com.

Respectfully submitted,



Kathleen C. Bassi

Dated: May 6, 2011

Kathleen C. Bassi
SCHIFF HARDIN, LLP
233 South Wacker Drive, Suite 6600
Chicago, Illinois 60606
312-258-5500
kbassi@schiffhardin.com

**CERTIFICATE OF SERVICE
(R11-26)**

I, the undersigned, certify that on this 6th day of May, 2011, I have served electronically the attached **APPEARANCE OF KATHLEEN C. BASSI** on behalf of MIDWEST GENERATION, LLC and **WAIVER OF SERVICE IN HARD COPY** 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 electronically and by first class mail, postage affixed upon persons included on the **ATTACHED SERVICE LIST.**



Kathleen C. Bassi

Kathleen C. Bassi
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<u>SERVICE LIST</u> (R11-26)	
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