

ILLINOIS POLLUTION CONTROL BOARD  
February 21, 2013

TILTON ENERGY LLC	)	
(TILTON ENERGY CENTER),	)	
	)	
Petitioner,	)	
	)	
v.	)	PCB 09-92
	)	(Permit Appeal - Air)
ILLINOIS ENVIRONMENTAL	)	
PROTECTION AGENCY,	)	
	)	
Respondent.	)	

ORDER OF THE BOARD (by J.A. Burke):

On April 22, 2009, Dynegy Midwest Generation, Inc. (Dynegy) filed a petition asking the Board to review a March 19, 2009, determination of the Illinois Environmental Protection Agency (Agency). *See* 415 ILCS 5/40.2(a) (2008), 35 Ill. Adm. Code 105.302. The Agency issued a renewed Clean Air Act Permit Program (CAAPP) permit, subject to conditions, for Dynegy's Tilton Energy Center, an electric generating station located at 80 West First Street in Tilton, Vermillion County.

On January 7, 2010, the Board granted Tilton Energy, LLC's (Tilton Energy) motion for leave to file an amended appeal to reflect an ownership change of the Tilton Energy Center from Dynegy to Tilton Energy.

On February 14, 2013, Tilton Energy filed a motion to dismiss (Mot.) this permit appeal. Tilton Energy stated in its motion that the Agency has issued a revised CAAPP permit and, as a result, Tilton Energy "no longer seeks to appeal the [Agency]'s CAAPP permit decision at issue in this proceeding." Mot. at 1. The Board grants Tilton Energy's motion, dismisses this case, and closes the docket.

IT IS SO ORDERED.

Chairman Holbrook abstained.

I, John T. Therriault, Assistant Clerk of the Illinois Pollution Control Board, certify that the Board adopted the above opinion and order on February 21, 2013, by a vote of 4-0.



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John T. Therriault, Assistant Clerk

Illinois Pollution Control Board