

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

IN THE MATTER OF:)	
)	
SITE-SPECIFIC RULE FOR THE)	R13-19
CLOSURE OF AMEREN ENERGY)	(Rulemaking – Land)
RESOURCES ASH PONDS:)	
PROPOSED NEW 35 ILL. ADM.)	
CODE 840, SUBPART B)	

NOTICE OF FILING

To: ALL PARTIES ON THE ATTACHED SERVICE LIST

PLEASE TAKE NOTICE that I have today electronically filed with the Office of the Clerk of the Illinois Pollution Control Board the attached **QUARTERLY STATUS UPDATE**, copies of which are herewith served upon you.

/s/ Amy Antonioli

Amy Antonioli

Dated: February 10, 2015

Renee Cipriano
Amy Antonioli
SCHIFF HARDIN LLP
233 South Wacker Drive
Suite 6600
Chicago, Illinois 60606
312-258-5500

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

In the Matter of:)	
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SITE-SPECIFIC RULE FOR THE)	R13-19
CLOSURE OF AMEREN COMPANY)	(Rulemaking – Land)
ASH PONDS: PROPOSED NEW 35)	
ILL. ADM. CODE 840, SUBPART B)	

QUARTERLY STATUS UPDATE

NOW COME, AmerenEnergy Medina Valley Cogen, LLC (“Medina Valley”), and Illinois Power Resources, LLC (“IPR”), together by and through their attorneys, Schiff Hardin LLP, and pursuant to 35 Ill. Adm. Code 102.400 and 101.Subpart C. On July 25, 2013, the Illinois Pollution Control Board (“Board”) granted a request for a stay of this site-specific rulemaking during the development and pendency of a separate rulemaking proposal to be filed by the Illinois Environmental Protection Agency (“IEPA”). On October 28, 2013, IEPA filed a proposal for a generally-applicable rule regarding groundwater monitoring, corrective action, and the closure of coal combustion waste surface impoundments at power generating facilities. *In the Matter of Coal Combustion Waste (CCW) Ash Ponds and Surface Impoundments at Power Generating Facilities: Proposed New 35 Ill. Adm. Code 841*, R14-10. On August 7, 2014, the Board granted a request by Medina Valley and IPR to extend the stay for an additional year, ending on August 7, 2015. The Board directed the proponents to file quarterly status reports during the additional one-year term of the stay, describing the continued need for stay.

Both IPR and Medina Valley continue to review the filings, testimony and developments in docket R14-10. Most recently in R14-10, IEPA requested a 90-day stay of the rulemaking while it evaluates whether changes to IEPA’s proposal are necessary as a result of newly adopted federal criteria for coal combustion residuals surface impoundments. IPR and

Medina Valley respectfully request that the Board continue to maintain the stay of this docket until such time as more certainty develops with respect to the general rule

Respectfully submitted,

Illinois Power Resources, LLC and AmerenEnergy
Medina Valley Cogen, LLC,

by: /s/ Amy Antonioli

Amy Antonioli

Dated: February 10, 2015

Renee Cipriano
Amy Antonioli
SCHIFF HARDIN LLP
233 South Wacker Drive, Suite 6600
Chicago, Illinois 60606
Tel: 312-258-5500
Fax: 312-258-5600

CERTIFICATE OF SERVICE

I, the undersigned, certify that on this 10th day of February, 2015, I have electronically served the attached **QUARTERLY STATUS UPDATE**, upon the following persons:

John Therriault, Clerk of the Board
Tim Fox, Hearing Officer
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:

Joanne Olson
Division of Legal Counsel
Illinois Environmental Protection Agency
1021 North Grand Avenue, East
P.O. Box 19276
Springfield, Illinois 62794-9276

Andrew Armstrong
Faith E. Bugel
Jennifer L. Cassel
Jessica Dexter
Environmental Law and Policy Center
35 East Wacker Drive, Suite 1600
Chicago, IL 60601

Office of Legal Services
Illinois Department of Natural Resources
One Natural Resources Way
Springfield IL 62702-1271

Division Chief of Environmental Enforcement
Office of the Attorney General
100 West Randolph St., Suite 1200
Chicago IL 60601

Mark Bilut
McDermott, Will & Emery
Grand Tower Energy Center, LLC
227 West Monroe Street
Chicago, IL 60606

/s/ Amy Antonioli

Amy Antonioli

Renee Cipriano
Amy Antonioli
SCHIFF HARDIN LLP
233 South Wacker Drive, Suite 6600
Chicago, Illinois 60606
312-258-5500

SERVICE LIST

<p>John Therriault, Clerk Tim Fox, Hearing Officer Illinois Pollution Control Board James R. Thompson Center 100 West Randolph Street, Suite 11-500 Chicago, Illinois 60601 therriaj@ipcb.state.il.us</p>	<p>Joanne Olson Division of Legal Counsel Illinois Environmental Protection Agency 1021 North Grand Avenue, East P.O. Box 19276 Springfield, Illinois 62794-9276</p>
<p>Office of Legal Services Illinois Department of Natural Resources One Natural Resources Way Springfield IL 62702-1271</p>	<p>Division Chief of Environmental Enforcement Office of the Attorney General 100 West Randolph St., Suite 1200 Chicago IL 60601</p>
<p>Andrew Armstrong Faith E. Bugel Jennifer L. Cassel Jessica Dexter Environmental Law and Policy Center 35 East Wacker Drive, Suite 1600 Chicago, IL 60601</p>	<p>Mark Bilut McDermott, Will & Emery Grand Tower Energy Center, LLC 227 West Monroe Street Chicago, IL 60606</p>