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AUG 24 2016

STATE OF ILLINOIS
Pollution Control Board

ILLINOIS POLLUTION CONTROL BOARD

August 24, 2016

MIDWEST GENERATION, LLC,)	
)	
Petitioner,)	
)	
v.)	
)	PCB 16-19
ILLINOIS ENVIRONMENTAL)	(Variance – Water)
PROTECTON AGENCY,)	
)	
Respondent.)	



ORIGINAL

HEARING OFFICER ORDER


On August 24, 2016, all parties participated in a telephonic status conference with the hearing officer. Mr. Albert Ettinger also appeared as an interested party. The petitioner Midwest Generation LLC (Midwest Gen) stated that discussions continue with the respondent Illinois Environmental Protection Agency (Agency) and the United States Environmental Protection Agency (USEPA) in an attempt to flesh out and address the existing issues.

Midwest Gen stated that additional sampling has recently been completed and is hopeful that this additional field data will be evaluated and in turn discuss the results with the Agency and the USEPA by October 2016.

It was agreed that the Agency's recommendation is now due on or before December 1, 2016. Midwest Gen stated that it will file an additional waiver of the statutory decision deadline to and including April 6, 2017.

The parties or their legal representatives are directed to participate in a telephonic status conference with the hearing officer on November 16, 2016, at at 9:30 a.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.



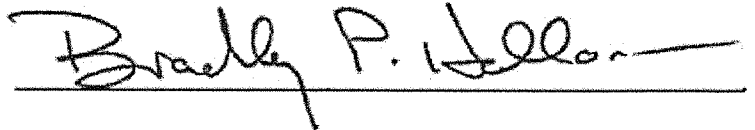
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CERTIFICATE OF SERVICE

It is hereby certified that true copies of the foregoing order were e-mailed on August 24, 2016, 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 August 24, 2016:

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 that reads "Bradley P. Halloran". The signature is written in a cursive style and is positioned above a solid horizontal line.

Bradley P. Halloran
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