

AUG 11 2016

STATE OF ILLINOIS
Pollution Control Board

ILLINOIS POLLUTION CONTROL BOARD
August 11, 2016

| | | |
|---------------------------------|---|-----------------------------------|
| SIERRA CLUB, NATURAL RESOURCES |) | |
| DEFENSE COUNCIL, PRAIRIE RIVERS |) | |
| NETWORK, and ENVIRONMENTAL LAW |) | |
| & POLICY CENTER, |) | |
| |) | PCB 15-189 |
| Petitioners, |) | (Third-Party NPDES Permit Appeal- |
| |) | Water) |
| v. |) | |
| |) | |
| ILLINOIS ENVIRONMENTAL |) | |
| PROTECTION AGENCY and MIDWEST |) | |
| GENERATION, LLC., |) | |
| |) | |
| Respondents. |) | |



ORIGINAL

HEARING OFFICER ORDER

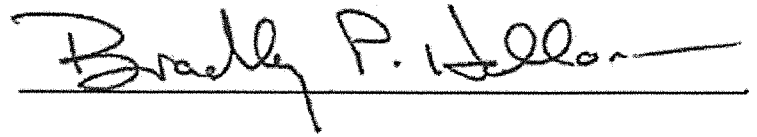
On August 11, 2016, a telephonic status conference was held. Petitioners did not appear. The respondents stated that an agreement between the parties has been reached regarding the limited discovery. The petitioners have now served four interrogatories instead of twenty-three and eight stipulations of fact. Responses to the interrogatories are due to be filed on or before August 26, 2016.

The parties are reminded to file their respective pre-hearing briefs summarizing the issues at hearing on or before September 16, 2016. Any pre-hearing motions must be filed on or before September 7, 2016. Responses are due to be filed on or before September 14, 2016.

The parties are encouraged to consent to e-mail service of my orders. Consent may be e-mailed and need only include a name, e-mail address and reference to this docket number.

The parties or their legal representatives are directed to participate in a telephonic status conference with the hearing officer on September 7, 2016, at 1:00 p.m. The telephonic conference must be initiated by the petitioners, but each party is nonetheless responsible for its own appearance. At the conference, the parties must be prepared to discuss the status of the above-captioned matter and their readiness for hearing

IT IS SO ORDERED.

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

CERTIFICATE OF SERVICE

It is hereby certified that true copies of the foregoing order were e- mailed and mailed first class, on August 11, 2016, to each of the persons on the service list below.

It is hereby certified that a true copy of the foregoing order was hand delivered to the following on August 11, 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
Hearing Officer
Illinois Pollution Control Board
100 W. Randolph Street, Suite 11-500
Chicago, Illinois 60601
(312) 814-8917

@ Consents to Electronic Service

PCB 2015-189@
Frederick Veenbaas
Frederick.Veenbaas@nrg.com

PCB 2015-189 @
Susan M. Franzetti
Nijman Franzetti LLP
10 S. LaSalle Street
Suite 3600
Chicago, IL 60603

PCB 2015-189 @
Vincent R. Angermeier
Nijman Franzetti LLP
10 S. LaSalle Street
Suite 3600
Chicago, IL 60603

PCB 2015-189
Jessica Dexter
Environmental Law & Policy Center
35 E. Wacker Drive
Suite 1600
Chicago, IL 60601

PCB 2015-189
Midwest Generation LLC
401 East Greenwood Avenue
Waukegan, IL 60087

PCB 2015-189
Greg Wannier
Sierra Club
2101 Webster Street
Suite 1300
Oakland, CA 94612

PCB 2015-189 @
Angad Nagra
Office of the Attorney General
69 W. Washington Street
Suite 1800
Chicago, IL 60602

PCB 2015-189@
Robert W. Petti
Office of the Attorney General
69 W. Washington Street
Suite 1800
Chicago, IL 60602

PCB 2015-189 @
Sharene Shealey
Sharene.Shealey@nrg.com