

**BEFORE THE ILLINOIS POLLUTION CONTROL BOARD**

<b>AMEREN ENERGY GENERATING</b>	)	
<b>COMPANY, NEWTON POWER STATION,</b>	)	
	)	
<b>Petitioner,</b>	)	
	)	
<b>v.</b>	)	<b>PCB 06-068</b>
	)	<b>(Permit Appeal - Air)</b>
<b>ILLINOIS ENVIRONMENTAL PROTECTION</b>	)	
<b>AGENCY,</b>	)	
	)	
<b>Respondent.</b>	)	

**NOTICE**

To: Pollution Control Board, Attn: Clerk	Ryan G. Rudich
James R. Thompson Center	Assistant Attorney General
100 W Randolph Street, Suite 11-500	Environmental Bureau
Chicago, Illinois 60601	69 West Washington Street, 18 <sup>th</sup> Floor
	Chicago, Illinois 60602

Mr. Bradley P. Halloran  
Hearing Officer  
Illinois Pollution Control Board  
James R. Thompson Center  
100 West Randolph Street, Suite 11-500  
Chicago, Illinois 60601

PLEASE TAKE NOTICE that I have today electronically filed with the Office of the Clerk of the Pollution Control Board the attached **Motion for Voluntary Dismissal of Permit Appeal**, a copy of which is herewith served upon you.

/s/ Bina Joshi  
Bina Joshi

Dated: April 14, 2016

SCHIFF HARDIN LLP  
Attorneys for Petitioner  
Stephen J. Bonebrake  
Bina Joshi  
233 South Wacker Drive, Suite 6600  
Chicago, Illinois 60606  
Phone: 312-258-5605

Fax: 312-258-5600  
Andrew N. Sawula  
One Westminster Place  
Suite 200  
Lake Forest, IL 60045  
Phone: 847-295-4336

**BEFORE THE ILLINOIS POLLUTION CONTROL BOARD**

<b>AMEREN ENERGY GENERATING</b>	)	
<b>COMPANY, NEWTON POWER STATION,</b>	)	
	)	
<b>Petitioner,</b>	)	
	)	
<b>v.</b>	)	<b>PCB 06-068</b>
	)	<b>(Permit Appeal - Air)</b>
<b>ILLINOIS ENVIRONMENTAL PROTECTION</b>	)	
<b>AGENCY,</b>	)	
	)	
<b>Respondent.</b>	)	

**MOTION FOR VOLUNTARY DISMISSAL OF PERMIT APPEAL**

Petitioner, by and through its attorneys, Schiff Hardin LLP, and pursuant to 35 Ill. Adm. Code 101.500 hereby voluntarily moves to dismiss the above captioned permit appeal. This voluntary dismissal is without prejudice to Petitioner's ability to prosecute challenges to any permit issued to any other facility owned or operated by Petitioner, to any claims Petitioner may have in any other permit appeals currently before the Board and to any claims it may have with respect to future permits for this facility. Petitioner further requests that the Board order each party to bear its own costs and fees for this permit appeal. Petitioner contacted counsel for Respondent who stated he had no objection to this motion.

Respectfully submitted,

Illinois Power Generating Company (formerly known as Ameren Energy Generating Company),

by /s/ Andrew N. Sawula  
One of Its Attorneys

Dated: April 14, 2016

SCHIFF HARDIN LLP  
Stephen J. Bonebrake  
Bina Joshi  
233 South Wacker Drive  
Suite 6600  
Chicago, Illinois 60606  
Phone: 312-258-5500  
Fax: 312-258-2600

Andrew N. Sawula  
One Westminster Place  
Suite 200  
Lake Forest, IL 60045  
Phone: 847-295-4336

**CERTIFICATE OF SERVICE**

I, the undersigned, affirm that on this 14th day of April, 2016, I have served electronically the attached **Motion for Voluntary Dismissal of Permit Appeal**, upon the following persons by e-mail at the email addresses indicated below:

Bradley Halloran, Hearing Officer  
Illinois Pollution Control Board  
James R. Thompson Center  
100 West Randolph Street, Suite 11-500  
Chicago, Illinois 60601  
brad.halloran@illinois.gov

Ryan G. Rudich  
Assistant Attorneys General  
Environmental Bureau  
69 West Washington Street, 18<sup>th</sup> Floor  
Chicago, Illinois 60602  
RRudich@atg.state.il.us

I further affirm that:

My e-mail address is [bjoshi@schiffhardin.com](mailto:bjoshi@schiffhardin.com).

The number of pages in the e-mail transmission is 5.

That the e-mail transmission took place before 5:00 p.m. on the date of April 14, 2016.

/s/ Bina Joshi

---

Bina Joshi

SCHIFF HARDIN LLP  
Attorneys for Petitioner  
233 South Wacker Drive  
Suite 6600  
Chicago, Illinois 60606  
Phone: 312-258-5500  
Fax: 312-258-5600

One Westminster Place  
Suite 200  
Lake Forest, IL 60045  
Phone: 847-295-4336