

**BEFORE THE ILLINOIS POLLUTION CONTROL BOARD**

PRAIRIE STATE GENERATING COMPANY, )  
 LLC, )  
 )  
 a Delaware Corporation, )  
 )  
 Petitioner, )  
 )  
 v. )  
 )  
 ILLINOIS ENVIRONMENTAL )  
 PROTECTION AGENCY, )  
 )  
 )  
 Respondent. )

PCB No. 25-11  
 (Permit Appeal – Air)

**NOTICE OF FILING**

To:

Division of Legal Counsel  
 Illinois Environmental Protection Agency  
 1021 North Grand Avenue East  
 P.O. Box 19276  
 Springfield, IL 62794-9276  
 Epa.dlc@illinois.gov

Illinois Pollution Control Board, Attn:  
 Clerk  
 60 East Van Buren Street, Ste. 630  
 Chicago, IL 60605  
 PCB.Clerks@illinois.gov

Kevin Bonin  
 Assistant Attorney General  
 Environmental Bureau  
 Illinois Attorney General's Office  
 500 South 2<sup>nd</sup> Street  
 Springfield, Illinois, 62701  
 kevin.bonin@ilag.gov

PLEASE TAKE NOTICE that today I have electronically filed with the Office of the Clerk of the Pollution Control Board the attached PRAIRIE STATE GENERATING COMPANY, LLC'S REPLY IN SUPPORT OF ITS MOTION TO CLARIFY, copies of which are hereby served upon you.

Dated: April 3, 2025

Respectfully Submitted,

/s/ Robert A.H. Middleton

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Company, LLC*



update to its 2011 CAAPP permit application” (Mot. at 4), whereas Illinois EPA requests that the Board replace the term with “an updated CAAPP permit application.” Resp. at 2. Respectfully, Prairie State believes that its proposed clause better reflects the fact that the Board has ordered Illinois EPA to act on Prairie State’s 2011 CAAPP permit application, which has now been updated, and eliminates any possibility that the Board Order could be misread.<sup>1</sup>

Given that both parties support modification of the references to a “new permit application” in the Board Order, Prairie State respectfully requests that the Board modify the Board Order to clarify that it required Illinois EPA to act on an update to Prairie State’s 2011 CAAPP permit application and that Prairie State was not ordered to submit an entirely “new” application.

Dated: April 3, 2025

Respectfully Submitted,

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<sup>1</sup> Prairie State sent its updated 2011 CAAPP Application to Illinois EPA on January 2, 2025. Mot. at ¶ 4. As indicated in Illinois EPA’s Response, that updated application is “currently under Illinois EPA review.” Response at 1.

**CERTIFICATE OF SERVICE**

I, Robert Middleton, certify that on this 3rd Day of April, 2025:

I have electronically served a true and correct copy of Prairie State's REPLY IN SUPPORT OF ITS MOTION TO CLARIFY by electronically filing with the clerk of the Illinois Pollution Control Board and by e-mail upon the following persons.

Division of Legal Counsel  
Illinois Environmental Protection Agency  
1021 North Grand Avenue East  
P.O. Box 19276  
Springfield, IL 62794-9276  
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My email address is Robert.Middleton@afslaw.com.

The number of pages in this transmission is 5.

This e-mail transmission took place before 5:00 pm.

/s/ Robert A.H. Middleton  
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