

**RECEIVED**  
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**BEFORE THE ILLINOIS POLLUTION CONTROL BOARD**

**APR 19 2004**

**STATE OF ILLINOIS**  
**Pollution Control Board**

**Midwest Generation EME, LLC**  
**Petitioner,**

**v.**

**Illinois Environmental Protection Agency,**  
**Respondent.**

**PCB** *04-185*  
**Trade Secret Appeal**

**NOTICE OF FILING**

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

PLEASE TAKE NOTICE that I have today filed with the Office of the Clerk of the Pollution Control Board Midwest Generation EME, LLC's Petition for Review of Illinois Environmental Protection Agency's Denial of Trade Secret Protection, a copy of which is herewith served upon you.

*Mary Ann Mullin*  
\_\_\_\_\_  
Mary Ann Mullin

Dated: April 19, 2004

Schiff Hardin LLP  
6600 Sears Tower  
Chicago, IL 60606  
(312) 258-5687

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CLERK'S OFFICE

APR 19 2004

STATE OF ILLINOIS  
Pollution Control Board

CERTIFICATE OF SERVICE

I, the undersigned, certify that I have served the attached Petition for Review of the Environmental Protection Agency's Denial of Trade Secret Protection by U.S. Mail and Facsimile, upon the following persons:

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

Respectfully submitted,

MIDWEST GENERATION EME, LLC

By: Mary A. Mullin  
Mary A. Mullin

SCHIFF HARDIN LLP  
6600 Sears Tower  
Chicago, Illinois 60606  
(312) 258-5540

One of the Attornies for  
Midwest Generation EME, LLC

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**Midwest Generation EME, LLC**  
**Petitioner,**

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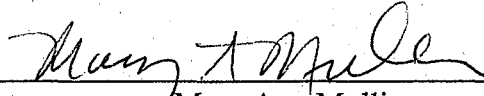
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STATE OF ILLINOIS  
Pollution Control Board

PCB 04-185  
Trade Secret Appeal

**APPEARANCE**

I hereby file my appearance in this proceeding, on behalf of Midwest Generation EME, LLC.

  
\_\_\_\_\_  
/Mary Ann Mullin

DATED: April 19, 2004

Schiff Hardin LLP  
6600 Sears Tower  
Chicago, IL 60606  
(312) 258-5687

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BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

STATE OF ILLINOIS  
Pollution Control Board

Midwest Generation EME, LLC  
Petitioner,

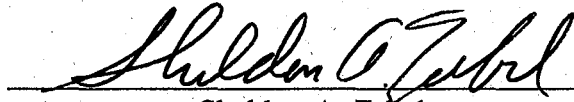
v.

Illinois Environmental Protection Agency,  
Respondent.

PCB 04-185  
Trade Secret Appeal

APPEARANCE

I hereby file my appearance in this proceeding, on behalf of Midwest Generation EME, LLC.

  
Sheldon A. Zabel

DATED: April 19, 2004

Schiff Hardin LLP  
6600 Sears Tower  
Chicago, IL 60606  
(312) 258-5540

CH2\1105540.1

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**BEFORE THE ILLINOIS POLLUTION CONTROL BOARD** APR 19 2004

STATE OF ILLINOIS  
Pollution Control Board

Midwest Generation EME, LLC  
Petitioner,

v.

Illinois Environmental Protection Agency,  
Respondent.

PCB No. 04-185  
Trade Secret Appeal

**PETITION FOR REVIEW OF  
ILLINOIS ENVIRONMENTAL PROTECTION AGENCY'S  
DENIAL OF TRADE SECRET PROTECTION.**

Pursuant to Section 5/7.1 of the Illinois Environmental Protection Act (the "Act"), 415 ILCS 5/7, and the following sections of the Illinois Administrative Code: 2 Ill. Adm. Code 2175.600(f), 35 Ill Adm. Code 105.204(f), 130.214(a); Midwest Generation EME, LLC ("Midwest Generation") respectfully submits this Petition for Review of the Illinois Environmental Protection Agency's ("IEPA's") final determination denying protection to certain information Midwest Generation submitted to IEPA.

1. By letter dated March 10, 2004, received by Midwest Generation on or about March 15, 2004, IEPA denied Midwest Generation's trade secret claims pertaining to certain information Midwest Generation submitted to IEPA. (Attachment 1) The IEPA denial concerns information Midwest Generation submitted on November 6, 2003 in response to an information request from the United States Environmental Protection Agency ("USEPA") pursuant to Section 114 of the Clean Air Act. As required by USEPA's §114 request, Midwest Generation submitted a copy of its response to IEPA.

2. On January 5, 2004, IEPA requested a Statement of Justification for Midwest Generation's claims. (Attachment 2) On January 23, 2004, Midwest Generation timely submitted this Statement of Justification. (Attachment 3) On March 10, 2004, IEPA denied trade secret protection to two categories of information Midwest Generation claims are trade secret. First, IEPA denied trade secret protection to certain information Midwest Generation compiled concerning capital projects at each of its coal-fired electric generating units. This information included a description of the capital project, the date the project was completed or the planned completion date, the dollars expended, or to be expended, on each project, and the work order number for the project (hereafter this compilation will be referred to as the "Project Chart"). (Attachment 4) IEPA determined that only the work order number was trade secret information. Secondly, IEPA denied trade secret protection to information identifying the monthly and annual net generation, the monthly coal heat content, and the monthly net heat rate for each of its coal-fired units (hereafter this compilation will be referred to as the "Generation Chart"). (Attachment 5)

3. For the reasons set forth below, IEPA's denial of trade secret protection as to this information is improper. The regulations governing the identification and protection of trade secrets provide that an article will be determined to represent a trade secret if the owner has complied with the procedures for making a claim and justification; if the information sought to be protected has not been published, disseminated or otherwise become a matter of general public knowledge; and if the article has competitive value. See 35 Ill Admin Code 130.208(a). IEPA does not dispute that Midwest Generation has properly complied with the procedures for making a claim and a justification; that Midwest Generation properly identified the information as confidential upon submittal to IEPA; and that it timely provided IEPA with its Statement of

Justification. The IEPA denial of protection notes no deficiencies in Midwest Generation's compliance with the relevant procedures. As discussed below, Midwest Generation's Statement of Justification sufficiently demonstrates that the information sought to be protected has not become a matter of general public knowledge and that the information has competitive value.

4. As to the first category of information, the Project Chart, Midwest Generation spent over four months and considerable expense compiling this information. This information is displayed in chart form and describes every capital project over \$100,000.00 undertaken at each of Midwest Generation's coal-fired units, the date the project was undertaken or will be undertaken, and the cost of the project. As set forth in the Statement of Justification, the Project Chart was compiled solely to respond to the USEPA's information request and Midwest Generation has properly maintained its confidentiality. This information, compiled in this format, only exists in the submittals made to USEPA and IEPA. While a few of the projects are identified in publicly available permits, most are not. Information regarding the cost of the projects, and the timing of the projects are unavailable to the public. Compilations such as these are protectable as trade secrets even if some or all of the data are publicly available. See, ISC v. Altech, 765 F.Supp 1310, 1321 (N.D. Ill. 1990); Nilssen v. Motorola, Inc., 963 F. Supp. 664, 676 (N.D. Ill 1991)

5. Disclosing the information on the Project Chart will harm Midwest Generation's competitive position. This comprehensive list of capital projects gives competitors an insider's view to the maintenance history of each unit revealing the reliability and future maintenance needs of the individual units. By reviewing a unit's maintenance history, a competitor can determine the maintenance needs associated with a specific unit enabling the competitor to estimate the unit's future reliability and to predict future maintenance outages. The ability to

predict future maintenance outages allows a competitor to take advantage of these facts to plan its own unit dispatching and pricing. If a competitor can predict when a unit will be down, it can predict when the electricity will be in shorter supply. In the current highly competitive independent power producers market, this information is highly sensitive. Further, because knowing a unit's reliability reflects its profitability, this is also valuable information for investors and lending institutions.

The Project Chart reveals how much Midwest Generation paid for certain maintenance projects as well as pollution control equipment; competitors, as well as future suppliers, can use this information to negotiate more favorable pricing for themselves, thereby increasing Midwest Generation's costs and reducing its profit margins. If vendors are aware of the past pricing for similar services and equipment, Midwest Generation will be at a competitive disadvantage, compared to electric generators for which the information is unavailable, when negotiating future contracts.

6. The second category of information that IEPA has denied trade secret protection is monthly and annual net generation, average coal heat content and net heat rate for each of Midwest Generation's coal-fired units that Midwest Generation compiled on the Generation Chart for the purpose of responding to the USEPA's §114 request (hereafter the "Generation Chart"). As set forth in Midwest Generation's Statement of Justification, Midwest Generation does not make this information available to the public. Midwest Generation does submit information regarding monthly net generation and coal heat content as required to the Department of Energy. The Department of Energy does not maintain this information in a simple chart format however; rather, it is maintained in numerous coded spreadsheets on the Department of Energy website but deeply embedded, difficult to access and in numerous



different locations requiring the pursuit of multiple links. Sophisticated technical and substantive knowledge would be necessary to even attempt to replicate this data. If a competitor could obtain the net generation and coal heat content information on this chart, which was compiled solely to comply with a USEPA information request, simply by filing a FOIA request rather than piecing it together from various hard to obtain sources, competitors would gain an improper windfall. Worthington Compressors v. Castle, 662 F.2d 45 (U.S. App. DC 1981). For the purpose of the §114 information request, Midwest Generation calculated each unit's monthly net heat rate and the results of this calculation are not publicly available.

7. Disclosing information on the Generation Chart will harm Midwest Generation's competitive position. The unit's heat rate represents the unit's efficiency, a significant indicator of a unit's profitability. Midwest Generation's competitive position is measured by its ability to sell electricity from its lowest cost units; disclosing this information publicly would allow competitors to undercut Midwest Generation's pricing regime.

8. Even if the Board were to agree with IEPA's determination that certain information on the Project Chart and the Generation Chart does not constitute trade secrets, IEPA has only addressed §7(a)(i) of the Act and this matter would need to be remanded for a determination under §7(a)(iv) of the Act.

9. Further, if the Board were to decide that IEPA properly determined that the information did not constitute trade secrets under section 7(a)(i) of the Act, the Board should remand this matter to IEPA to require IEPA to compile with IEPA's Freedom of Information Act regulations at 2 Ill Adm. Code Part 1828 before the Project Chart and the Generation Charts are released to a requestor. Midwest Generation understands that this information is the subject of a FOIA request.

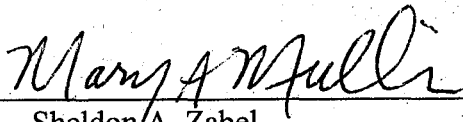
10. For the reasons set forth above, Midwest Generation requests that Attachments 3, 4 and 5 to this petition be filed under seal. Confidential and trade secret information has been redacted from copies of these attachments.

11. For the reasons set forth above, Midwest Generation requests that the hearing on this matter be held in-camera.

WHEREFORE, Midwest Generation respectfully requests that its Petition for Review be granted and the Illinois Pollution Control Board enter an order reversing IEPA's determination denying trade secret protection to the Project Chart and the Generation Chart.

Respectfully submitted,

MIDWEST GENERATION EME, LLC

By:   
Sheldon A. Zabel  
Mary A. Mullin

SCHIFF HARDIN LLP  
6600 Sears Tower  
Chicago, Illinois 60606  
(312) 258-5540

Attorneys for  
Midwest Generation EME, LLC

# Exhibit 1

cc: SAZ  
AS



**ILLINOIS ENVIRONMENTAL PROTECTION AGENCY**

1021 NORTH GRAND AVENUE EAST, P.O. BOX 19276, SPRINGFIELD, ILLINOIS 62794-9276. 217-782-3397  
JAMES R. THOMPSON CENTER, 100 WEST RANDOLPH, SUITE 11-300, CHICAGO, IL 60601, 312-814-6026

ROD R. BLAGOJEVICH, GOVERNOR      RENEE CIPRIANO, DIRECTOR

217/782-5544  
217/782-9143(TDD)

March 10, 2004

Jane E. Montgomery  
Schiff Harden & Waite  
6600 Sears Tower  
Chicago, Illinois 60606-6360

**Re: Midwest Generation EME, L.L.C. – Trade Secret Determination**

Dear Ms. Montgomery:

The Illinois Environmental Protection Agency ("Illinois EPA") is in receipt of Midwest Generation EME, L.L.C.'s ("Midwest") trade secret Statement of Justification dated January 23, 2004 and received by the Illinois EPA on January 26, 2004. The Statement of Justification was provided at the request of the Illinois EPA and covers information submitted by Midwest to the Illinois EPA in response to a United States Environmental Protection Agency ("USEPA") request for information under §114 of the Clean Air Act. This letter serves as the Illinois EPA's response to Midwest's Statement of Justification.

The Illinois EPA acknowledges Midwest's withdrawal of its confidentiality claim pertaining to information contained on pages MWG0017 through MWG0022, information contained in column 7 on pages MWG0024 through MWG000056, and the boiler cross-sectionals. Notwithstanding the withdrawn information on pages MWG0024 through MWG000056, the Illinois EPA has determined that only columns 2 and 4 constitute confidential business or trade secret information. Midwest failed to adequately demonstrate that the information has not been published, disseminated, or otherwise become a matter of general public knowledge (i.e., the Illinois EPA was able to locate the information in sources available to the public) and/or failed to demonstrate that the information has competitive value. The Illinois EPA denies trade secret protection to the abovementioned information with the exception of the information contained in columns 2 and 4.

Regarding the information contained in the response to USEPA's request #3, the Illinois EPA is denying trade secret protection to all information except that found in column 2. Midwest failed to adequately demonstrate that the information has not been published, disseminated, or

ROCKFORD - 4302 North Main Street, Rockford, IL 61103 - (815) 987-7760 • DES PLAINES - 9511 W. Harrison St., Des Plaines, IL 60016 - (847) 294-4000  
ELGIN - 595 South State, Elgin, IL 60123 - (847) 608-3131 • PEORIA - 5415 N. University St., Peoria, IL 61614 - (309) 693-5463  
BUREAU OF LAND - PEORIA - 7620 N. University St., Peoria, IL 61614 - (309) 693-5462 • CHAMPAIGN - 2125 South First Street, Champaign, IL 61820 - (217) 278-5800  
SPRINGFIELD - 4500 S. Sixth Street Rd., Springfield, IL 62706 - (217) 786-6892 • COLLINSVILLE - 2009 Mall Street, Collinsville, IL 62234 - (618) 346-5120  
MARION - 2309 W. Main St., Suite 116, Marion, IL 62959 - (618) 993-7200

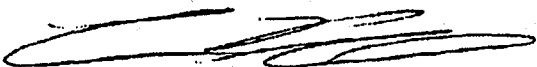
otherwise become a matter of general public knowledge (i.e., the Illinois EPA was able to locate the information in sources available to the public) and/or failed to demonstrate that the information has competitive value. Further, Midwest has failed to demonstrate that the information does not constitute emission data.

Midwest (or any requestor who is adversely affected by this determination) may petition the Illinois Pollution Control Board ("Board") pursuant to 35 Ill. Adm. Code 105, Subparts A and B to review the Illinois EPA's final determination within 35 days after service of the determination. Furthermore, Midwest (or any requestor who is adversely affected by a final determination of the Board) may obtain judicial review from the appellate court by filing a petition for review pursuant to Section 41 of the Illinois Environmental Protection Act [415 ILCS 5/41]. (35 Ill. Adm. Code 130.214)

Should Midwest or any requestor petition the Board or obtain judicial review from the appellate court, the Illinois EPA will continue to protect all information for which trade secret protection has been granted until it receives official notification of a final order by a reviewing body with proper jurisdiction that reverses this determination and that is not subject to further appeal. (35 Ill. Adm. Code 130.214)

The Illinois EPA will cease protecting all information not subject to trade secret protection as discussed herein unless the Agency is served with notice of the filing of a petition for review of its determination within 35 days after service of this notice of denial on Midwest and any requestor.

If you have any questions or concerns regarding this matter please do not hesitate to contact me.



Chris Pressnall  
Assistant Counsel  
Division of Legal Counsel

cc: Adam Quader, Sierra Club

# Exhibit 2



## ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

1021 NORTH GRAND AVENUE EAST, P.O. BOX 19276, SPRINGFIELD, ILLINOIS 62794-9276, 217-782-3397  
JAMES R. THOMPSON CENTER, 100 WEST RANDOLPH, SUITE 11-300, CHICAGO, IL 60601, 312-814-6026

ROD R. BLAGOJEVICH, GOVERNOR

RENEE CIPRIANO, DIRECTOR

*Received* *Jan 5, 2004* *10:00 AM*

217/782-5544  
217/782-9143(TDD)

January 5, 2004

Jane E. Montgomery  
Schiff Harden & Waite  
6600 Sears Tower  
Chicago, Illinois 60606-6360

Re: Midwest Generation EME, L.L.C.

Dear Ms. Montgomery:

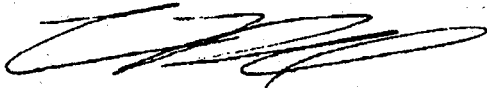
The Illinois Environmental Protection Agency ("Illinois EPA") is in receipt of Midwest Generation EME, L.L.C.'s ("Midwest") November 6, 2003, response to the USEPA Section 114 of the Clean Air Act information request, which was dated February 13, 2003. The attachments to Midwest's responses to requests number 1 - 3 and 9 were claimed as "confidential business information", however, the claim was not properly justified pursuant to the Illinois Pollution Control Board ("Board") trade secret regulations. (35 Ill. Adm. Code Part 130)

The Illinois EPA is hereby requesting a statement of justification within 10 working days of receiving this letter as the Illinois EPA has received a FOIA request pertaining to the Section 114 request response. (35 Ill. Adm. Code 130.201(a) and 130.202(a)) Specifically, on November 3, 2003, the Illinois EPA received a Freedom of Information Act (FOIA) request from the Sierra Club seeking records relating to all coal-fired power plants in Illinois. Upon receipt of the statement of justification and until such time as the Illinois EPA has made a final trade secret determination, the documents will be protected from public disclosure. (35 Ill. Adm. Code 130.200(d))

In order for materials to be claimed confidential or trade secret, the requirements of 35 Ill. Adm. Code Part 130, Identification and Protection of Trade Secrets and Other Non-Disclosable Information, must be met. The Board regulations require that a statement of justification accompany the submission of any trade secret or confidential information or be submitted upon request by the Illinois EPA. In addition, Midwest must mark the documents in accordance with 35 Ill. Adm. Code 130.302.

Specifically, the statement of justification must contain a detailed description of the procedures used by Midwest to safeguard the article from becoming available to persons other than those selected by Midwest to have access thereto for limited purposes; a detailed statement identifying the persons or class of persons to whom the article has been disclosed; a certification that Midwest has no knowledge that the article has ever been published or disseminated or has otherwise become a matter of general public knowledge; a detailed discussion of why Midwest believes the article to be of competitive value; and any other information that will support the claim (35 Ill. Adm. Code 130.203).

If you have any questions or concerns regarding this matter please do not hesitate to contact me.



Chris Pressnall  
Assistant Counsel  
Division of Legal Counsel



# Exhibit 3

Andrew N. Sawula  
(312) 258-5577  
Email: [asawula@schiffhardin.com](mailto:asawula@schiffhardin.com)

**REDACTED**

January 23, 2004

**VIA U.S. MAIL**

Chris Pressnall  
Assistant Counsel  
Illinois Environmental Protection Agency  
1021 North Grand Ave. East  
P.O. Box 19276  
Springfield, IL 62794-9276

**CONFIDENTIAL**

**Re: Midwest Generation EME, LLC  
FOIA Request from Sierra Club – Midwest Generation’s Statement of  
Justification**

Dear Mr. Pressnall:

I am writing on behalf of Midwest Generation EME, LLC (“Midwest Generation” or the “Company”) to provide a Statement of Justification for its claim of business confidentiality concerning information (the “Confidential Information”) submitted in response to a request for information (the “Information Request Response”) from the United States Environmental Protection Agency (“U.S. EPA”). In this Statement of Justification, as required by 35 Ill Admin. Code § 130.203, the Company describes the procedures it uses to safeguard the Confidential Information, explains the competitive value of the Confidential Information and identifies the people to whom the Confidential Information has disclosed. I attach a certification by Fred McCluskey, on behalf of the Company, that upon information and belief, the Confidential Information has not been published or disseminated, and has not otherwise become a matter of general public knowledge. (See Attachment A)

**I. Procedures for Safeguarding Information (35 Ill. Admin. Code § 130.203(a))**

**REDACTED**

Chris Pressnall  
January 23, 2004  
Page 2

**II. Discussion of Competitive Value and Identification of People to whom Information has been Disclosed (35 Ill. Admin. Code §§ 130.203 (b), (d))**

In its Information Request Response, the Company identified various information as "Confidential Business Information." Through this letter, the Company withdraws its claim of business confidentiality for (1) information contained on pages MWG0017 through MWG0022, (2) information contained in Column 7 on pages MWG0024 through MWG00056 and (3) the boiler cross-sectionals, which are stamped MWG000153, MWG000155, MWG000157, MWG000159, MWG000161, MWG000164, MWG000166, MWG000168, MWG000170, MWG000172, MWG000174, MWG000176, and PWT000001. The Company maintains that the following pieces of information are trade secrets and must not be disclosed to third parties who request a copy of the Information Request Response.

**A. Gross and Net Generation; Gross and Net Heat Rate; and Coal Heat Content**

The monthly and annual gross and net (1) generation, (2) heat rate, and (3) average coal heat content at each unit is trade secret information. This information appears in Columns 2, 3, 4, 5 and 6 on pages MWG0024 through MWG00056 of the Information Request Response. This information defines Midwest Generation's competitive position in the marketplace and, thus, possesses competitive value. Midwest Generation only provides this

**REDACTED**

Chris Pressnall  
January 23, 2004  
Page 3

information, as needed, to

this information, to the extent required,

Midwest Generation also provides rating agencies. Finally, Midwest Generation provided this information, through the Information Request Response, to U.S. EPA, the Illinois Environmental Protection Agency ("IEPA")

B. List of Capital Projects

The list of capital projects that appears on pages MWG000058 through MWG000068 of the Information Request Response is trade secret information. Midwest Generation did not possess such a comprehensive list of its projects until it assembled this list for the purpose of responding to the Information Request. This list possesses competitive value because, by looking at the nature of the projects, competitors can accurately assess Midwest Generation's environmental control strategies and can assess whether the projects will shift Midwest Generation's cost position in the marketplace. Further, if this information is released, competitors may be able to predict the Company's future maintenance costs, giving other power producers and utilities a competitive advantage. Finally, competitors could use the information regarding Midwest Generation's costs for certain equipment to negotiate more favorable prices with vendors, resulting in substantial harm to Midwest Generation's competitive position.

Midwest Generation has only provided this full list, through the Information Request Response, to U.S. EPA, IEPA.

Internally, the personnel in the following departments have access to this information as needed:

Thank you for safeguarding the Confidential Information. Please feel free to contact me if you have any questions.

Very truly yours,

Andrew N. Sawula

Enclosures

cc: Becky Lauer, Midwest Generation  
Fred McCluskey, Midwest Generation  
Jane Montgomery

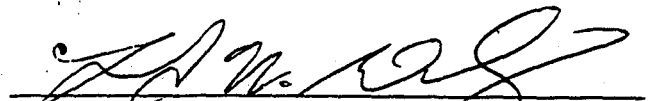
**ATTACHMENT A**

## Certification

I, Fred W. McCluskey, do state as follows:

1. I am the Vice President, Technical Services, for Midwest Generation EME, LLC (the "Company") and I am authorized to execute this certification on behalf of the Company.
2. The Company is the owner of the information described in the Statement of Justification, for which information the Company claims trade secret protection (the "Confidential Information").
3. Upon information and belief, the Confidential Information has not been published or disseminated, and has not otherwise become a matter of general public knowledge.

Dated: January 22, 2004

  
Fred W. McCluskey, Vice President

**ATTACHMENT B**

**REDACTED**



**REDACTED**

**ATTACHMENT C**

**REDACTED**

REDACTED

REDACTED

**ATTACHMENT D**

REDACTED

REFLECTED



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**ATTACHMENT E**

REDACTED  
REDACTED

# Exhibit 4

**Request #3**  
**Capital Project List**

REDACTED

This list contains projects completed prior to February 2003, for which Midwest Generation expended more than \$100,000. This list also contains projects that Midwest Generation has completed or will complete after February 2003, for which Midwest Generation approved the expenditure of more than \$100,000. The projects are organized according to station, unit, and date of completion.

**Column 1: "Unit"**

The numbers in this column represent the unit as defined in Midwest Generation's response to Request #1, at pages MWG0017 – MWG0022. "Common" means that a project applied to more than one Unit. "BOP" stands for Balance of Plant.

**Column 2: "Work Order #"**

This column contains the Work Order numbers.

**Column 3: "Identification of Work Performed"**

The entries in this column identify the work performed or approved to be performed.

**Column 4: "Date Completed or Projected to be Completed"**

The dates in the column represent the month and year during which a project was completed or is projected to be completed.

**Column 5: "Dollars Approved"**

**Column 6: "Dollars Expended"**

**CONFIDENTIAL BUSINESS INFORMATION**

**MWG000058**

**Midwest Generation's Response to Request No. 3**

CH2\1051196.2

REDACTED

**CONFIDENTIAL BUSINESS INFORMATION**

**MWG000059**



<b>Crawford</b>					
<b>Column: 1</b>	<b>2</b>	<b>3</b>	<b>4</b>	<b>5</b>	<b>6</b>
<b>Unit</b>	<b>Work Order #</b>	<b>Identification of Work Performed</b>	<b>Date Completed or Projected to be Completed</b>	<b>Dollars Approved</b>	<b>Dollars Expended</b>

REDACTED

**CONFIDENTIAL BUSINESS INFORMATION**

MWG000060

Fisk					
Column: 1	2	3	4	5	6
Unit	Work Order #	Indentification of Work Performed	Date Completed or Projected to be Complete	Dollars Approved	Dollars Expended

REDACTED

**CONFIDENTIAL BUSINESS INFORMATION**

MWG000061

Joliet						
Column: 1	2	3	4	5	6	
Unit	Work Order	Work Performed	Date Completed or Projected to be Completed	Dollars Approved	Dollars Expended	

DRAFTED

**CONFIDENTIAL BUSINESS INFORMATION**

MWG000062

REDACTED

**CONFIDENTIAL BUSINESS INFORMATION**

MWG000063

<b>Powerton</b>					
<b>Column: 1</b>	<b>2</b>	<b>3</b>	<b>4</b>	<b>5</b>	<b>6</b>
<b>Unit</b>	<b>Work Order #</b>	<b>Identification of Work Performed</b>	<b>Date Completed or Projected to be Completed</b>	<b>Dollars Approved</b>	<b>Dollars Expended</b>

CONFIDENTIAL

**CONFIDENTIAL BUSINESS INFORMATION**

MWG000064

<b>Waukegan</b>					
<b>Column: 1</b>	<b>2</b>	<b>3</b>	<b>4</b>	<b>5</b>	<b>6</b>
<b>Unit</b>	<b>Work Order #</b>	<b>Identification of Work Performed</b>	<b>Date Completed or Projected to be Completed</b>	<b>Dollars Approved</b>	<b>Dollars Expended</b>

**CONFIDENTIAL BUSINESS INFORMATION**

MWG000066

REDACTED

**CONFIDENTIAL BUSINESS INFORMATION**

**MWG000067**

<b>Will County</b>					
<b>Column: 1</b>	<b>2</b>	<b>3</b>	<b>4</b>	<b>5</b>	<b>6</b>
<b>Unit</b>	<b>Work Order #</b>	<b>Identification of Work Performed</b>	<b>Date Completed or Projected to be Completed</b>	<b>Dollars Approved</b>	<b>Dollars Expended</b>

SECRET

**CONFIDENTIAL BUSINESS INFORMATION**

MWG000068



# Exhibit 5

**CRAWFORD UNIT 7 ANNUAL PERFORMANCE 2000 - 2002**

Col. 1	Col. 2	Col. 3	Col. 4	Col. 5	Col. 6	Col. 7
Year	Gross Generation (Mwhr)	Net Generation (Mwhr)	Gross Heat Rate (BTU/GKwhr)	Net Heat Rate (BTU/NKwhr)	Average Coal Heat Content (BTU/lb)	Coal Sulfur (%)
2000						0.31
2001						0.26
2002						0.29

**CRAWFORD UNIT 8 ANNUAL PERFORMANCE 2000 - 2002**

Col. 1	Col. 2	Col. 3	Col. 4	Col. 5	Col. 6	Col. 7
Year	Gross Generation (Mwhr)	Net Generation (Mwhr)	Gross Heat Rate (BTU/GKwhr)	Net Heat Rate (BTU/NKwhr)	Average Coal Heat Content (BTU/lb)	Coal Sulfur (%)
2000						0.31
2001						0.27
2002						0.28

REDACTED

**FISK UNIT 19 ANNUAL PERFORMANCE FROM 2000 - 2002**

Col. 1	Col. 2	Col. 3	Col. 4	Col. 5	Col. 6	Col. 7
Year	Gross Generation (Mwhr)	Net Generation (Mwhr)	Gross Heat Rate (BTU/GKwhr)	Net Heat Rate (BTU/NKwhr)	Average Coal Heat Content (BTU/lb)	Coal Sulfur (%)
2000						0.32
2001						0.27
2002						0.28

REDACTED

**CONFIDENTIAL BUSINESS INFORMATION**

**JOLIET UNIT 6 ANNUAL PERFORMANCE FROM 2000 - 2002**

Col. 1 Year	Col. 2 Gross Generation (Mwhr)	Col. 3 Net Generation (Mwhr)	Col. 4 Gross Heat Rate (BTU/GKwhr)	Col. 5 Net Heat Rate (BTU/NKwhr)	Col. 6 Average Coal Heat Content (BTU/lb)	Col. 7 Coal Sulfur (%)
2000						0.32
2001						0.30
2002						0.32

**JOLIET UNIT 7 ANNUAL PERFORMANCE FROM 2000 - 2002**

Col. 1 Year	Col. 2 Gross Generation (Mwhr)	Col. 3 Net Generation (Mwhr)	Col. 4 Gross Heat Rate (BTU/GKwhr)	Col. 5 Net Heat Rate (BTU/NKwhr)	Col. 6 Average Coal Heat Content (BTU/lb)	Col. 7 Coal Sulfur (%)
2000						0.33
2001						0.31
2002						0.35

**JOLIET UNIT 8 ANNUAL PERFORMANCE FROM 2000 - 2002**

Col. 1 Year	Col. 2 Gross Generation (Mwhr)	Col. 3 Net Generation (Mwhr)	Col. 4 Gross Heat Rate (BTU/GKwhr)	Col. 5 Net Heat Rate (BTU/NKwhr)	Col. 6 Average Coal Heat Content (BTU/lb)	Col. 7 Coal Sulfur (%)
2000						0.32
2001						0.31
2002						0.35

REDACTED

**POWERTON UNIT 5 ANNUAL PERFORMANCE FROM 2000 - 2002**

Col. 1	Col. 2	Col. 3	Col. 4	Col. 5	Col. 6	Col. 7
Year	Gross Generation (Mwhr)	Net Generation (Mwhr)	Gross Heat Rate (BTU/GKwhr)	Net Heat Rate (BTU/NKWHR)	Average Coal Heat Content (BTU/lb)	Coal Sulfur (%)
2000						0.28
2001						0.23
2002						0.24

**POWERTON UNIT 6 ANNUAL PERFROMANCE FROM 2000 - 2002**

Col. 1	Col. 2	Col. 3	Col. 4	Col. 5	Col. 6	Col. 7
Year	Gross Generation (Mwhr)	Net Generation (Mwhr)	Gross Heat Rate (BTU/GKwhr)	Net Heat Rate (BTU/NKWHR)	Average Coal Heat Content (BTU/lb)	Coal Sulfur (%)
2000						0.29
2001						0.24
2002						0.25

REDACTED

**CONFIDENTIAL BUSINESS INFORMATION**

**WAUKEGAN UNIT 6 ANNUAL PERFORMANCE FROM 2000 TO 2002**

Col. 1	Col. 2	Col. 3	Col. 4	Col. 5	Col. 6	Col. 7
Year	Gross Generation (Mwhr)	Net Generation (Mwhr)	Gross Heat Rate (BTU/GKwhr)	Net Heat Rate (BTU/NKwhr)	Average Coal Heat Content (BTU/lb)	Coal Sulfur (%)
2000						0.33
2001						0.24
2002						0.24

**WAUKEGAN UNIT 7 ANNUAL PERFORMANCE FROM 2000 TO 2002**

Col. 1	Col. 2	Col. 3	Col. 4	Col. 5	Col. 6	Col. 7
Year	Gross Generation (Mwhr)	Net Generation (Mwhr)	Gross Heat Rate (BTU/GKwhr)	Net Heat Rate (BTU/NKwhr)	Average Coal Heat Content (BTU/lb)	Coal Sulfur (%)
2000						0.35
2001						0.25
2002						0.24

**WAUKEGAN UNIT 8 ANNUAL PERFORMANCE FROM 2000 TO 2002**

Col. 1	Col. 2	Col. 3	Col. 4	Col. 5	Col. 6	Col. 7
Year	Gross Generation (Mwhr)	Net Generation (Mwhr)	Gross Heat Rate (BTU/GKwhr)	Net Heat Rate (BTU/NKwhr)	Average Coal Heat Content (BTU/lb)	Coal Sulfur (%)
2000						0.36
2001						0.24
2002						0.25

REDACTED

**WILL COUNTY UNIT 1 ANNUAL PERFORMANCE FROM 2000 TO 2002**

Col. 1	Col. 2	Col. 3	Col. 4	Col. 5	Col. 6	Col. 7
Year	Gross Generation (Mwhr)	Net Generation (Mwhr)	Gross Heat Rate (BTU/GKwhr)	Net Heat Rate (BTU/NKwhr)	Average Coal Heat Content (BTU/lb)	Coal Sulfur (%)
2000						0.30
2001						0.21
2002						0.23

**WILL COUNTY UNIT 2 ANNUAL PERFORMANCE FROM 2000 TO 2002**

Col. 1	Col. 2	Col. 3	Col. 4	Col. 5	Col. 6	Col. 7
Year	Gross Generation (Mwhr)	Net Generation (Mwhr)	Gross Heat Rate (BTU/GKwhr)	Net Heat Rate (BTU/NKwhr)	Average Coal Heat Content (BTU/lb)	Coal Sulfur (%)
2000						0.29
2001						0.21
2002						0.23

**WILL COUNTY UNIT 3 ANNUAL PERFORMANCE FROM 2000 TO 2002**

Col. 1	Col. 2	Col. 3	Col. 4	Col. 5	Col. 6	Col. 7
Year	Gross Generation (Mwhr)	Net Generation (Mwhr)	Gross Heat Rate (BTU/GKwhr)	Net Heat Rate (BTU/NKwhr)	Average Coal Heat Content (BTU/lb)	Coal Sulfur (%)
2000						0.29
2001						0.21
2002						0.25

**WILL COUNTY UNIT 4 ANNUAL PERFORMANCE FROM 2000 TO 2002**

Col. 1	Col. 2	Col. 3	Col. 4	Col. 5	Col. 6	Col. 7
Year	Gross Generation (Mwhr)	Net Generation (Mwhr)	Gross Heat Rate (BTU/GKwhr)	Net Heat Rate (BTU/NKwhr)	Average Coal Heat Content (BTU/lb)	Coal Sulfur (%)
2000						0.28
2001						0.22
2002						0.26

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**CONFIDENTIAL BUSINESS INFORMATION**

Midwest Generation's Response to Request No. 2 for Monthly Data

**CRAWFORD UNIT 7 -- 2000**

Col. 1	Col. 2 Gross Generation (Mwhr)	Col. 3 Net Generation (Mwhr)	Col. 4 Gross Heat Rate (BTU/GKwhr)	Col. 5 Net Heat Rate (BTU/NKwhr)	Col. 6 Average Coal Heat Content (BTU/lb)	Col. 7 Coal Sulfur (%)
January						0.30
February						0.32
March						0.36
April						0.28
May						0.32
June						0.32
July						0.28
August						0.27
September						0.32
October						0.36
November						0.31
December						0.30

**CRAWFORD UNIT 8 -- 2000**

Col. 1	Col. 2 Gross Generation (Mwhr)	Col. 3 Net Generation (Mwhr)	Col. 4 Gross Heat Rate (BTU/GKwhr)	Col. 5 Net Heat Rate (BTU/NKwhr)	Col. 6 Average Coal Heat Content (BTU/lb)	Col. 7 Coal Sulfur (%)
January						0.30
February						0.32
March						0.32
April						0.29
May						0.33
June						0.32
July						0.30
August						0.30
September						0.31
October						0.29
November						0.33
December						

REDACTED

**CONFIDENTIAL BUSINESS INFORMATION**



Midwest Generation's Response to Request No. 2 for Monthly Data

**CRAWFORD UNIT 7 -- 2001**

Col. 1	Col. 2 Gross Generation (Mwhr)	Col. 3 Net Generation (Mwhr)	Col. 4 Gross Heat Rate (BTU/GKwhr)	Col. 5 Net Heat Rate (BTU/NKwhr)	Col. 6 Average Coal Heat Content (BTU/lb)	Col. 7 Coal Sulfur (%)
January						0.26
February						0.29
March						
April						
May						0.25
June						0.26
July						0.28
August						0.23
September						0.25
October						0.28
November						0.27
December						0.28

**CRAWFORD UNIT 8 -- 2001**

Col. 1	Col. 2 Gross Generation (Mwhr)	Col. 3 Net Generation (Mwhr)	Col. 4 Gross Heat Rate (BTU/GKwhr)	Col. 5 Net Heat Rate (BTU/NKwhr)	Col. 6 Average Coal Heat Content (BTU/lb)	Col. 7 Coal Sulfur (%)
January						
February						0.27
March						0.27
April						0.27
May						0.24
June						0.28
July						0.34
August						0.23
September						0.27
October						0.27
November						0.27
December						0.27

REDACTED

**CONFIDENTIAL BUSINESS INFORMATION**

**CRAWFORD UNIT 7 -- 2002**

Col. 1	Col. 2	Col. 3	Col. 4	Col. 5	Col. 6	Col. 7
	Gross	Net	Gross	Net Heat	Average Coal	
	Generation	Generation	Heat Rate	Rate	Heat Content	Coal Sulfur
	(Mwhr)	(Mwhr)	(BTU/GKwhr)	(BTU/NKwhr)	(BTU/lb)	(%)
January						0.28
February						0.30
March						0.28
April						0.30
May						0.24
June						0.30
July						0.29
August						0.29
September						0.31
October						0.29
November						0.26
December						0.28

**CRAWFORD UNIT 8 -- 2002**

Col. 1	Col. 2	Col. 3	Col. 4	Col. 5	Col. 6	Col. 7
	Gross	Net	Gross	Net Heat	Average Coal	
	Generation	Generation	Heat Rate	Rate	Heat Content	Coal Sulfur
	(Mwhr)	(Mwhr)	(BTU/GKwhr)	(BTU/NKwhr)	(BTU/lb)	(%)
January						0.28
February						0.31
March						0.25
April						0.30
May						0.26
June						0.30
July						0.30
August						0.29
September						0.30
October						0.27
November						0.27
December						0.28

REDACTED

**CONFIDENTIAL BUSINESS INFORMATION**

Midwest Generation's Response to Request No. 2 for Monthly Data

FISK UNIT 19 -- 2000

Col. 1	Col. 2	Col. 3	Col. 4	Col. 5	Col. 6	Col. 7
	Gross Generation (Mwhr)	Net Generation (Mwhr)	Gross Heat Rate (BTU/GKwhr)	Net Heat Rate (BTU/NKwhr)	Average Coal Heat Content (BTU/lb)	Coal Sulfur (%)
January						0.26
February						0.33
March						0.36
April						0.30
May						0.33
June						0.33
July						0.33
August						0.34
September						0.31
October						0.34
November						0.29
December						0.27

REDACTED

**CONFIDENTIAL BUSINESS INFORMATION**

Midwest Generation's Response to Request No. 2 for Monthly Data

FISK UNIT 19 -- 2001

Col. 1	Col. 2	Col. 3	Col. 4	Col. 5	Col. 6	Col. 7
	Gross	Net	Gross	Net Heat	Average Coal	Coal Sulfur
	Generation	Generation	Heat Rate	Rate	Heat Content	Coal Sulfur
	(Mwhr)	(Mwhr)	(BTU/GKwhr)	(BTU/NKwhr)	(BTU/lb)	(%)
January						0.25
February						0.27
March						0.27
April						
May						0.28
June						0.30
July						0.27
August						0.22
September						0.24
October						0.28
November						0.27
December						0.29

REDACTED

**CONFIDENTIAL BUSINESS INFORMATION**

Midwest Generation's Response to Request No. 2 for Monthly Data

FISK UNIT 19 -- 2002

Col. 1	Col. 2	Col. 3	Col. 4	Col. 5	Col. 6	Col. 7
	Gross	Net	Gross	Net Heat	Average Coal	
	Generation	Generation	Heat Rate	Rate	Heat Content	Coal Sulfur
	(Mwhr)	(Mwhr)	(BTU/GKwhr)	(BTU/NKwhr)	(BTU/lb)	(%)
January						0.29
February						0.29
March						0.24
April						0.26
May						0.24
June						0.28
July						0.30
August						0.30
September						0.29
October						0.39
November						
December						0.23

REDACTED

**CONFIDENTIAL BUSINESS INFORMATION**

Midwest Generation's Response to Request No. 2 for Monthly Data

**JOLIET UNIT 6 -- 2000**

Col. 1	Col. 2 Gross Generation (Mwhr)	Col. 3 Net Generation (Mwhr)	Col. 4 Gross Heat Rate (BTU/GKwhr)	Col. 5 Net Heat Rate (BTU/NKwhr)	Col. 6 Average Coal Heat Content (BTU/lb)	Col. 7 Coal Sulfur (%)
January						0.33
February						0.32
March						0.29
April						0.27
May						0.31
June						0.34
July						0.33
August						0.32
September						0.37
October						
November						0.46
December						0.35

**JOLIET UNIT 7 -- 2000**

Col. 1	Col. 2 Gross Generation (Mwhr)	Col. 3 Net Generation (Mwhr)	Col. 4 Gross Heat Rate (BTU/GKwhr)	Col. 5 Net Heat Rate (BTU/NKwhr)	Col. 6 Average Coal Heat Content (BTU/lb)	Col. 7 Coal Sulfur (%)
January						0.24
February						
March						
April						0.33
May						0.31
June						0.30
July						0.32
August						0.34
September						0.34
October						0.38
November						0.39
December						0.36

**CONFIDENTIAL BUSINESS INFORMATION**

Midwest Generation's Response to Request No. 2 for Monthly Data

JOLIET UNIT 8 -- 2000

Col. 1	Col. 2	Col. 3	Col. 4	Col. 5	Col. 6	Col. 7
	Gross	Net	Gross	Net Heat	Average Coal	
	Generation	Generation	Heat Rate	Rate	Heat Content	Coal Sulfur
	(Mwhr)	(Mwhr)	(BTU/GKwhr)	(BTU/NKwhr)	(BTU/lb)	(%)
January						0.26
February						0.29
March						0.28
April						0.30
May						0.29
June						0.30
July						0.32
August						0.34
September						0.34
October						0.38
November						0.39
December						0.36

REDACTED

**CONFIDENTIAL BUSINESS INFORMATION**

Midwest Generation's Response to Request No. 2 for Monthly Data

**JOLIET UNIT 6 -- 2001**

Col. 1	Col. 2	Col. 3	Col. 4	Col. 5	Col. 6	Col. 7
	Gross	Net	Gross	Net Heat	Average Coal	
	Generation	Generation	Heat Rate	Rate	Heat Content	Coal Sulfur
	(Mwhr)	(Mwhr)	(BTU/GKwhr)	(BTU/NKwhr)	(BTU/lb)	(%)
January						0.38
February						0.33
March						0.29
April						0.31
May						0.27
June						0.28
July						0.35
August						0.25
September						0.29
October						0.25
November						0.27
December						0.27

**JOLIET UNIT 7 -- 2001**

Col. 1	Col. 2	Col. 3	Col. 4	Col. 5	Col. 6	Col. 7
	Gross	Net	Gross	Net Heat	Average Coal	
	Generation	Generation	Heat Rate	Rate	Heat Content	Coal Sulfur
	(Mwhr)	(Mwhr)	(BTU/GKwhr)	(BTU/NKwhr)	(BTU/lb)	(%)
January						0.32
February						0.32
March						0.27
April						0.31
May						0.34
June						0.35
July						0.37
August						0.27
September						0.29
October						0.26
November						0.23
December						0.32

REDACTED  
REDACTED

**CONFIDENTIAL BUSINESS INFORMATION**



Midwest Generation's Response to Request No. 2 for Monthly Data

JOLIET UNIT 8 -- 2001

Col. 1	Col. 2	Col. 3	Col. 4	Col. 5	Col. 6	Col. 7
	Gross	Net	Gross	Net Heat	Average Coal	
	Generation	Generation	Heat Rate	Rate	Heat Content	Coal Sulfur
	(Mwhr)	(Mwhr)	(BTU/GKwhr)	(BTU/NKwhr)	(BTU/lb)	(%)
January						0.33
February						
March						
April						0.31
May						0.34
June						0.35
July						0.37
August						0.27
September						0.29
October						0.27
November						0.23
December						0.32

REDACTED

**CONFIDENTIAL BUSINESS INFORMATION**

Midwest Generation's Response to Request No. 2 for Monthly Data

**JOLIET UNIT 6 -- 2002**

Col. 1	Col. 2 Gross Generation (Mwhr)	Col. 3 Net Generation (Mwhr)	Col. 4 Gross Heat Rate (BTU/GKwhr)	Col. 5 Net Heat Rate (BTU/NKwhr)	Col. 6 Average Coal Heat Content (BTU/lb)	Col. 7 Coal Sulfur (%)
January						0.33
February						0.31
March						0.29
April						0.25
May						0.30
June						0.32
July						0.31
August						0.31
September						0.36
October						0.29
November						0.36
December						0.38

**JOLIET UNIT 7 -- 2002**

Col. 1	Col. 2 Gross Generation (Mwhr)	Col. 3 Net Generation (Mwhr)	Col. 4 Gross Heat Rate (BTU/GKwhr)	Col. 5 Net Heat Rate (BTU/NKwhr)	Col. 6 Average Coal Heat Content (BTU/lb)	Col. 7 Coal Sulfur (%)
January						0.32
February						0.31
March						0.33
April						0.39
May						0.33
June						0.41
July						0.34
August						0.33
September						0.38
October						0.33
November						0.37
December						0.37

REDACTED

**CONFIDENTIAL BUSINESS INFORMATION**

Midwest Generation's Response to Request No. 2 for Monthly Data

JOLIET UNIT 8 -- 2002

Col. 1	Col. 2	Col. 3	Col. 4	Col. 5	Col. 6	Col. 7
	Gross	Net	Gross	Net Heat	Average Coal	
	Generation	Generation	Heat Rate	Rate	Heat Content	Coal Sulfur
	(Mwhr)	(Mwhr)	(BTU/GKwhr)	(BTU/NKwhr)	(BTU/lb)	(%)
January						0.32
February						0.32
March						0.33
April						0.36
May						0.32
June						0.40
July						0.33
August						0.33
September						0.38
October						0.33
November						0.36
December						0.37

REDACTED

**CONFIDENTIAL BUSINESS INFORMATION**

Midwest Generation's Response to Request No. 2 for Monthly Data

**POWERON UNIT 5 -- 2000**

Col. 1	Col. 2 Gross Generation (Mwhr)	Col. 3 Net Generation (Mwhr)	Col. 4 Gross Heat Rate (BTU/GKwhr)	Col. 5 Net Heat Rate (BTU/NKwhr)	Col. 6 Average Coal Heat Content (BTU/lb)	Col. 7 Coal Sulfur (%)
January						0.28
February						0.27
March						
April						0.27
May						0.27
June						0.34
July						0.30
August						0.33
September						0.30
October						0.28
November						0.23
December						0.24

**POWERON UNIT 6 -- 2000**

Col. 1	Col. 2 Gross Generation (Mwhr)	Col. 3 Net Generation (Mwhr)	Col. 4 Gross Heat Rate (BTU/GKwhr)	Col. 5 Net Heat Rate (BTU/NKwhr)	Col. 6 Average Coal Heat Content (BTU/lb)	Col. 7 Coal Sulfur (%)
January						0.28
February						0.33
March						0.30
April						0.26
May						0.26
June						0.34
July						0.30
August						0.33
September						0.30
October						0.28
November						0.23
December						0.24

**CONFIDENTIAL BUSINESS INFORMATION**

Midwest Generation's Response to Request No. 2 for Monthly Data

**POWERTON UNIT 5 -- 2001**

Col. 1	Col. 2 Gross Generation (Mwhr)	Col. 3 Net Generation (Mwhr)	Col. 4 Gross Heat Rate (BTU/GKwhr)	Col. 5 Net Heat Rate (BTU/NKwhr)	Col. 6 Average Coal Heat Content (BTU/lb)	Col. 7 Coal Sulfur (%)
January						0.26
February						0.28
March						0.22
April						0.22
May						0.21
June						0.23
July						0.23
August						0.22
September						0.24
October						0.23
November						0.25
December						0.24

**POWERTON UNIT 6 -- 2001**

Col. 1	Col. 2 Gross Generation (Mwhr)	Col. 3 Net Generation (Mwhr)	Col. 4 Gross Heat Rate (BTU/GKwhr)	Col. 5 Net Heat Rate (BTU/NKwhr)	Col. 6 Average Coal Heat Content (BTU/lb)	Col. 7 Coal Sulfur (%)
January						0.26
February						0.27
March						0.22
April						0.23
May						0.20
June						0.23
July						0.23
August						0.22
September						0.25
October						0.23
November						0.25
December						0.24

REDACTED

**CONFIDENTIAL BUSINESS INFORMATION**

Midwest Generation's Response to Request No. 2 for Monthly Data

**POWERTON UNIT 5 -- 2002**

Col. 1	Col. 2 Gross Generation (Mwhr)	Col. 3 Net Generation (Mwhr)	Col. 4 Gross Heat Rate (BTU/GKwhr)	Col. 5 Net Heat Rate (BTU/NKwhr)	Col. 6 Average Coal Heat Content (BTU/lb)	Col. 7 Coal Sulfur (%)
January						0.20
February						0.24
March						0.21
April						0.22
May						0.22
June						0.24
July						0.26
August						0.26
September						0.27
October						0.28
November						0.23
December						0.23

**POWERTON UNIT 6 -- 2002**

Col. 1	Col. 2 Gross Generation (Mwhr)	Col. 3 Net Generation (Mwhr)	Col. 4 Gross Heat Rate (BTU/GKwhr)	Col. 5 Net Heat Rate (BTU/NKwhr)	Col. 6 Average Coal Heat Content (BTU/lb)	Col. 7 Coal Sulfur (%)
January						0.24
February						0.24
March						0.22
April						
May						0.23
June						0.24
July						0.26
August						0.26
September						0.27
October						0.28
November						0.23
December						0.23

REDACTED

**CONFIDENTIAL BUSINESS INFORMATION**

Midwest Generation's Response to Request No. 2 for Monthly Data

**WAUKEGAN UNIT 6 -- 2000**

Col. 1	Col. 2	Col. 3	Col. 4	Col. 5	Col. 6	Col. 7
	Gross	Net	Gross	Net Heat	Average Coal	
	Generation	Generation	Heat Rate	Rate	Heat Content	Coal Sulfur
	(Mwhr)	(Mwhr)	(BTU/GKwhr)	(BTU/NKwhr)	(BTU/lb)	(%)
January						0.31
February						0.23
March						0.38
April						0.39
May						0.39
June						0.37
July						0.30
August						0.28
September						0.32
October						0.32
November						0.35
December						0.31

**WAUKEGAN UNIT 7 -- 2000**

Col. 1	Col. 2	Col. 3	Col. 4	Col. 5	Col. 6	Col. 7
	Gross	Net	Gross	Net Heat	Average Coal	
	Generation	Generation	Heat Rate	Rate	Heat Content	Coal Sulfur
	(Mwhr)	(Mwhr)	(BTU/GKwhr)	(BTU/NKwhr)	(BTU/lb)	(%)
January						0.33
February						0.24
March						0.53
April						0.46
May						0.40
June						0.39
July						0.33
August						0.30
September						0.32
October						0.32
November						0.39
December						0.32

REDACTED

**CONFIDENTIAL BUSINESS INFORMATION**

Midwest Generation's Response to Request No. 2 for Monthly Data

WAUKEGAN UNIT 8 -- 2000

Col. 1	Col. 2	Col. 3	Col. 4	Col. 5	Col. 6	Col. 7
	Gross	Net	Gross	Net Heat	Average Coal	
	Generation	Generation	Heat Rate	Rate	Heat Content	Coal Sulfur
	(Mwhr)	(Mwhr)	(BTU/GKwhr)	(BTU/NKwhr)	(BTU/lb)	(%)
January						0.33
February						0.24
March						0.43
April						0.49
May						0.40
June						0.38
July						0.34
August						0.32
September						0.32
October						0.33
November						0.37
December						0.32

REDACTED

**CONFIDENTIAL BUSINESS INFORMATION**



**WAUKEGAN UNIT 6 -- 2001**

Col. 1	Col. 2	Col. 3	Col. 4	Col. 5	Col. 6	Col. 7
	Gross	Net	Gross	Net Heat	Average Coal	
	Generation	Generation	Heat Rate	Rate	Heat Content	Coal Sulfur
	(Mwhr)	(Mwhr)	(BTU/GKwhr)	(BTU/NKwhr)	(BTU/lb)	(%)
January						0.27
February						0.23
March						0.23
April						0.21
May						0.25
June						0.22
July						0.27
August						0.27
September						0.22
October						
November						
December						0.23

**WAUKEGAN UNIT 7 -- 2001**

Col. 1	Col. 2	Col. 3	Col. 4	Col. 5	Col. 6	Col. 7
	Gross	Net	Gross	Net Heat	Average Coal	
	Generation	Generation	Heat Rate	Rate	Heat Content	Coal Sulfur
	(Mwhr)	(Mwhr)	(BTU/GKwhr)	(BTU/NKwhr)	(BTU/lb)	(%)
January						0.27
February						0.24
March						0.24
April						0.23
May						0.28
June						0.23
July						0.30
August						0.28
September						0.24
October						0.21
November						0.20
December						0.26

REDACTED

**CONFIDENTIAL BUSINESS INFORMATION**

WAUKEGAN UNIT 8 -- 2001

Col. 1	Col. 2	Col. 3	Col. 4	Col. 5	Col. 6	Col. 7
	Gross	Net	Gross	Net Heat	Average Coal	
	Generation	Generation	Heat Rate	Rate	Heat Content	Coal Sulfur
	(Mwhr)	(Mwhr)	(BTU/GKwhr)	(BTU/NKwhr)	(BTU/lb)	(%)
January						0.27
February						0.24
March						0.25
April						0.22
May						0.24
June						0.24
July						0.27
August						0.26
September						0.22
October						0.25
November						0.21
December						0.25

REDACTED

CONFIDENTIAL BUSINESS INFORMATION

**WAUKEGAN UNIT 6 -- 2002**

Col. 1	Col. 2 Gross Generation (Mwhr)	Col. 3 Net Generation (Mwhr)	Col. 4 Gross Heat Rate (BTU/GKwhr)	Col. 5 Net Heat Rate (BTU/NKwhr)	Col. 6 Average Coal Heat Content (BTU/lb)	Col. 7 Coal Sulfur (%)
January						0.23
February						0.29
March						0.22
April						0.21
May						0.26
June						0.28
July						0.27
August						0.24
September						0.24
October						0.23
November						0.21
December						0.23

**WAUKEGAN UNIT 7 -- 2002**

Col. 1	Col. 2 Gross Generation (Mwhr)	Col. 3 Net Generation (Mwhr)	Col. 4 Gross Heat Rate (BTU/GKwhr)	Col. 5 Net Heat Rate (BTU/NKwhr)	Col. 6 Average Coal Heat Content (BTU/lb)	Col. 7 Coal Sulfur (%)
January						0.22
February						
March						0.20
April						0.20
May						0.23
June						0.28
July						0.27
August						0.24
September						0.23
October						0.22
November						0.23
December						0.22

REDACTED

Midwest Generation's Response to Request No. 2 for Monthly Data

WAUKEGAN UNIT 8 -- 2002

Col. 1	Col. 2	Col. 3	Col. 4	Col. 5	Col. 6	Col. 7
	Gross	Net	Gross	Net Heat	Average Coal	
	Generation	Generation	Heat Rate	Rate	Heat Content	Coal Sulfur
	(Mwhr)	(Mwhr)	(BTU/GKwhr)	(BTU/NKwhr)	(BTU/lb)	(%)
January						0.26
February						0.29
March						0.25
April						0.27
May						0.24
June						0.26
July						0.27
August						0.25
September						0.24
October						0.23
November						0.23
December						0.23

REDACTED  
REDACTED

**CONFIDENTIAL BUSINESS INFORMATION**

Midwest Generation's Response to Request No. 2 for Monthly Data

**WILL COUNTY UNIT 1 -- 2000**

Col. 1	Col. 2 Gross Generation (Mwhr)	Col. 3 Net Generation (Mwhr)	Col. 4 Gross Heat Rate (BTU/GKwhr)	Col. 5 Net Heat Rate (BTU/NKwhr)	Col. 6 Average Coal Heat Content (BTU/lb)	Col. 7 Coal Sulfur (%)
January						0.30
February						0.27
March						0.36
April						0.46
May						0.35
June						0.32
July						0.26
August						0.24
September						0.25
October						0.26
November						
December						

**WILL COUNTY UNIT 2 -- 2000**

Col. 1	Col. 2 Gross Generation (Mwhr)	Col. 3 Net Generation (Mwhr)	Col. 4 Gross Heat Rate (BTU/GKwhr)	Col. 5 Net Heat Rate (BTU/NKwhr)	Col. 6 Average Coal Heat Content (BTU/lb)	Col. 7 Coal Sulfur (%)
January						0.29
February						0.27
March						0.36
April						0.35
May						0.33
June						0.32
July						0.25
August						0.25
September						0.26
October						0.26
November						
December						

REDACTED

**CONFIDENTIAL BUSINESS INFORMATION**

**MWG000051**

Midwest Generation's Response to Request No. 2 for Monthly Data

**WILL COUNTY UNIT 3 -- 2000**

Col. 1	Col. 2 Gross Generation (Mwhr)	Col. 3 Net Generation (Mwhr)	Col. 4 Gross Heat Rate (BTU/GKwhr)	Col. 5 Net Heat Rate (BTU/NKwhr)	Col. 6 Average Coal Heat Content (BTU/lb)	Col. 7 Coal Sulfur (%)
January						0.32
February						0.27
March						0.35
April						0.37
May						0.33
June						0.34
July						0.25
August						0.25
September						0.26
October						0.26
November						0.25
December						0.23

**WILL COUNTY UNIT 4 -- 2000**

Col. 1	Col. 2 Gross Generation (Mwhr)	Col. 3 Net Generation (Mwhr)	Col. 4 Gross Heat Rate (BTU/GKwhr)	Col. 5 Net Heat Rate (BTU/NKwhr)	Col. 6 Average Coal Heat Content (BTU/lb)	Col. 7 Coal Sulfur (%)
January						
February						0.36
March						0.34
April						0.33
May						0.34
June						0.33
July						0.24
August						0.25
September						0.27
October						0.29
November						0.22
December						0.22

REDACTED

MWG000052

**CONFIDENTIAL BUSINESS INFORMATION**

Midwest Generation's Response to Request No. 2 for Monthly Data

**WILL COUNTY UNIT 1 -- 2001**

Col. 1	Col. 2 Gross Generation (Mwhr)	Col. 3 Net Generation (Mwhr)	Col. 4 Gross Heat Rate (BTU/GKwhr)	Col. 5 Net Heat Rate (BTU/NKwhr)	Col. 6 Average Coal Heat Content (BTU/lb)	Col. 7 Coal Sulfur (%)
January						0.23
February						0.23
March						0.21
April						0.23
May						0.20
June						0.22
July						0.22
August						0.21
September						0.19
October						0.23
November						0.21
December						0.20

**WILL COUNTY UNIT 2 -- 2001**

Col. 1	Col. 2 Gross Generation (Mwhr)	Col. 3 Net Generation (Mwhr)	Col. 4 Gross Heat Rate (BTU/GKwhr)	Col. 5 Net Heat Rate (BTU/NKwhr)	Col. 6 Average Coal Heat Content (BTU/lb)	Col. 7 Coal Sulfur (%)
January						0.22
February						0.23
March						0.20
April						0.23
May						0.21
June						0.22
July						0.21
August						0.20
September						0.20
October						0.20
November						0.21
December						0.20

REDACTED  
REDACTED

MWG000053

**CONFIDENTIAL BUSINESS INFORMATION**

**WILL COUNTY UNIT 3 -- 2001**

Col. 1	Col. 2 Gross Generation (Mwhr)	Col. 3 Net Generation (Mwhr)	Col. 4 Gross Heat Rate (BTU/GKwhr)	Col. 5 Net Heat Rate (BTU/NKwhr)	Col. 6 Average Coal Heat Content (BTU/lb)	Col. 7 Coal Sulfur (%)
January						0.25
February						0.19
March						
April						0.21
May						0.21
June						0.21
July						0.21
August						0.20
September						0.18
October						0.21
November						0.20
December						0.22

**WILL COUNTY UNIT 4 -- 2001**

Col. 1	Col. 2 Gross Generation (Mwhr)	Col. 3 Net Generation (Mwhr)	Col. 4 Gross Heat Rate (BTU/GKwhr)	Col. 5 Net Heat Rate (BTU/NKwhr)	Col. 6 Average Coal Heat Content (BTU/lb)	Col. 7 Coal Sulfur (%)
January						0.23
February						0.23
March						0.21
April						0.22
May						0.22
June						0.22
July						0.22
August						0.19
September						0.21
October						0.18
November						0.22
December						0.24

REDACTED

MWG000054



Midwest Generation's Response to Request No. 2 for Monthly Data

**WILL COUNTY UNIT 1 -- 2002**

Col. 1	Col. 2 Gross Generation (Mwhr)	Col. 3 Net Generation (Mwhr)	Col. 4 Gross Heat Rate (BTU/GKwhr)	Col. 5 Net Heat Rate (BTU/NKwhr)	Col. 6 Average Coal Heat Content (BTU/lb)	Col. 7 Coal Sulfur (%)
January						0.22
February						0.23
March						0.22
April						0.20
May						0.21
June						0.23
July						0.24
August						0.23
September						0.29
October						0.23
November						0.23
December						0.25

**WILL COUNTY UNIT 2 -- 2002**

Col. 1	Col. 2 Gross Generation (Mwhr)	Col. 3 Net Generation (Mwhr)	Col. 4 Gross Heat Rate (BTU/GKwhr)	Col. 5 Net Heat Rate (BTU/NKwhr)	Col. 6 Average Coal Heat Content (BTU/lb)	Col. 7 Coal Sulfur (%)
January						0.23
February						0.23
March						0.22
April						0.20
May						0.22
June						0.21
July						0.24
August						0.23
September						0.28
October						0.22
November						0.22
December						0.28

REDACTED

MWG000055

**CONFIDENTIAL BUSINESS INFORMATION**

Midwest Generation's Response to Request No. 2 for Monthly Data

**WILL COUNTY UNIT 3 -- 2002**

Col. 1	Col. 2 Gross Generation (Mwhr)	Col. 3 Net Generation (Mwhr)	Col. 4 Gross Heat Rate (BTU/GKwhr)	Col. 5 Net Heat Rate (BTU/NKwhr)	Col. 6 Average Coal Heat Content (BTU/lb)	Col. 7 Coal Sulfur (%)
January						0.23
February						0.26
March						0.24
April						0.27
May						0.21
June						0.25
July						0.26
August						0.24
September						0.31
October						0.23
November						0.29
December						0.26

**WILL COUNTY UNIT 4 -- 2002**

Col. 1	Col. 2 Gross Generation (Mwhr)	Col. 3 Net Generation (Mwhr)	Col. 4 Gross Heat Rate (BTU/GKwhr)	Col. 5 Net Heat Rate (BTU/NKwhr)	Col. 6 Average Coal Heat Content (BTU/lb)	Col. 7 Coal Sulfur (%)
January						0.24
February						0.27
March						0.25
April						0.27
May						0.21
June						0.24
July						0.28
August						0.27
September						0.31
October						0.24
November						0.28
December						0.26

REDACTED

MWG000056

**CONFIDENTIAL BUSINESS INFORMATION**