

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

DYNEGY MIDWEST GENERATION, INC. )  
 (BALDWIN ENERGY COMPLEX), )  
 )  
 Petitioner, )  
 )  
 v. )  
 )  
 ILLINOIS ENVIRONMENTAL )  
 PROTECTION AGENCY, )  
 )  
 Respondent. )

PCB No. 2006-063  
 (Permit Appeal – Air)

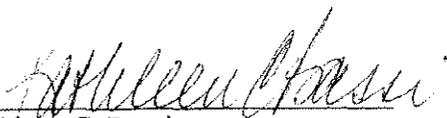
NOTICE

To: Dorothy Gunn, Clerk  
 Pollution Control Board  
 James R. Thompson Center  
 100 W. Randolph Street  
 Suite 11-500  
 Chicago, Illinois 60601  
 Chicago, Illinois 60601

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

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 **PETITIONER'S MOTION TO CORRECT A FACTUAL ERROR**, copies of which are herewith served upon you.

  
 Kathleen C. Bassi

Dated: December 7, 2005

SCHIFF HARDIN LLP  
Sheldon A. Zabel  
Kathleen C. Bassi  
Stephen J. Bonebrake  
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BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

DYNEGY MIDWEST GENERATION, INC.	)	
(BALDWIN ENERGY COMPLEX)	)	
	)	
Petitioner,	)	
	)	
v.	)	PCB No. 2006-63
	)	(Permit Appeal – Air)
ILLINOIS ENVIRONMENTAL	)	
PROTECTION AGENCY,	)	
	)	
Respondent.	)	

**PETITIONER'S MOTION TO CORRECT A FACTUAL ERROR**

NOW COMES the Petitioner, DYNEGY MIDWEST GENERATION, INC. (BALDWIN ENERGY COMPLEX) ("Petitioner"), by and through its attorneys, and moves the Illinois Pollution Control Board ("Board") to deem amended Petitioner's recently filed Reply in Support of a Permit Stay and in Response to the Agency's Opposition to Petitioner's Request for a Stay (the "Reply") to correct a factual error set forth therein. In support of this motion, Petitioner states as follows:

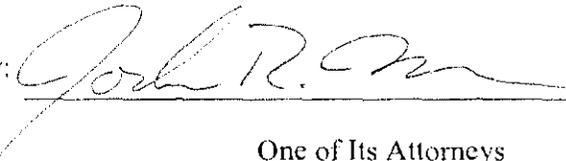
1. On December 2, 2005, Petitioner filed its Reply.
2. As filed with the Board on December 2, 2005, the Reply contains an error that requires correction. Specifically, footnote 1 on page 1 of the Reply incorrectly identifies the address of the Baldwin Energy Complex as #1 Chessen Lane, Alton, Madison County, Illinois 62002. The correct address of the Baldwin Energy Complex is 10901 Baldwin Road, Baldwin, Randolph County, Illinois 62217. In that regard, the November 17, 2005 order in this matter identifies the correct address for the Baldwin Energy Complex.
3. This error should be corrected to avoid any confusion regarding the correct location of the Baldwin Energy Complex.

4. On December 6, 2005, Joshua R. More, one of Petitioner's attorneys, contacted Mr. Robb H. Layman, one of Respondent's attorneys. Mr. Layman indicated that he does not object to the correction sought herein.

**WHEREFORE**, Petitioner respectfully requests that the Reply filed on December 2, 2005 be deemed amended by replacing "#1 Chessen Lane, Alton, Madison County, Illinois 62002" in footnote 1 on page 1 of the Reply with "10901 Baldwin Road, Baldwin, Randolph County, Illinois 62217."

Respectfully submitted,

DYNEGY MIDWEST GENERATION, INC.  
(BALDWIN ENERGY COMPLEX)

By:   
One of Its Attorneys

Dated: December 7, 2005

Sheldon A. Zabel  
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**CERTIFICATE OF SERVICE**

I hereby certify that on the 7<sup>th</sup> day of December 2005, I did serve, by electronic filing, by electronic mail, and by U.S. Mail postage prepaid, a true and correct copy of the attached **PETITIONER'S MOTION TO CORRECT A FACTUAL ERROR**, upon the following persons:

Dorothy Gunn, Clerk  
Pollution Control Board  
James R. Thompson Center  
100 W. Randolph Street  
Suite 11-500  
Chicago, Illinois 60601  
Chicago, Illinois 60601

Robb Layman, Assistant Counsel  
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