

**BEFORE THE ILLINOIS POLLUTION CONTROL BOARD**

<b>In the Matter of:</b>	)	
	)	
<b>SIERRA CLUB, ENVIRONMENTAL</b>	)	
<b>LAW AND POLICY CENTER,</b>	)	
<b>PRAIRIE RIVERS NETWORK, and</b>	)	
<b>CITIZENS AGAINST RUINING THE</b>	)	
<b>ENVIRONMENT</b>	)	
	)	<b>PCB 2013-015</b>
<b>Complainants,</b>	)	<b>(Enforcement – Water)</b>
	)	
<b>v.</b>	)	
	)	
<b>MIDWEST GENERATION, LLC,</b>	)	
	)	
<b>Respondent.</b>	)	

**NOTICE OF FILING**

TO: Don Brown, Clerk	Attached Service List
Illinois Pollution Control Board	
60 E. Van Buren St., Ste. 630	
Chicago, Illinois 60605	

PLEASE TAKE NOTICE that I have filed today with the Illinois Pollution Control Board Midwest Generation, LLC’s Motion to Correct Hearing Transcripts, a copy of which is herewith served upon you.

MIDWEST GENERATION, LLC

By:           /s/ Jennifer T. Nijman          

Dated: June 12, 2023

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Andrew Nishioka  
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**CERTIFICATE OF SERVICE**

The undersigned, an attorney, certifies that a true copy of the foregoing Notice of Filing and Midwest Generation, LLC's Motion to Correct Hearing Transcripts were filed electronically on June 12, 2023 with the following:

Don Brown, Clerk  
Illinois Pollution Control Board  
James R. Thompson Center  
60 E. Van Buren St., Ste. 630  
Chicago, Illinois 60605

and that true copies of the pleading were emailed on June 12, 2023 to the parties listed on the foregoing Service List.

/s/ Jennifer T. Nijman

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<b>Complainants,</b>	)	<b>(Enforcement – Water)</b>
	)	
<b>v.</b>	)	
	)	
<b>MIDWEST GENERATION, LLC,</b>	)	
	)	
<b>Respondent.</b>	)	

**MIDWEST GENERATION, LLC’S MOTION TO CORRECT  
HEARING TRANSCRIPTS**

Pursuant to 35 Ill. Adm. Code 101.604, Respondent Midwest Generation, LLC (“MWG”), by its undersigned counsel, submits to the Hearing Officer this motion to correct the transcripts for the January 29, February 1, and February 2, 2018 hearing dates and states as follows:

- 1) On May 22, 2023, the transcript for the May 15, 16, and 18 hearing for the above captioned matter was filed with the Illinois Pollution Control Board Clerk’s Office.
- 2) On May 26, 2023, the transcript for the May 19 hearing for the above captioned matter was filed with the Illinois Pollution Control Board Clerk’s Office.
- 3) MWG has noted the following typographical errors in the May 15, 16, 19, and 19 hearing transcripts and requests that the Hearing Officer direct the court reporter to make the following corrections and resubmit the corrected transcripts:

**May 15, 2023 Hearing Transcript Corrections**

<b>Page No.</b>	<b>Line No.</b>	<b>Now Reads</b>	<b>Requested Correction</b>
107	20	“Ms. Bugel:...”	“Ms. Nijman:...”
118	15	“Ms. Bugel:...”	“Ms. Nijman...”

Page No.	Line No.	Now Reads	Requested Correction
178	18	"If they choose foreclosure by removal,..."	"If they choose <b>closure</b> by removal..."

**May 16, 2023 Hearing Transcript Corrections**

Page No.	Line No.	Now Reads	Requested Correction
N/A	N/A	N/A	N/A

**May 18, 2023 Hearing Transcript Corrections**

Page No.	Line No.	Now Reads	Requested Correction
29	12	"There is some additional air..."	"There is some additional <b>error</b> ..."
43	17	"Ms. Gale:..."	" <b>Mr. Russ</b> :..."

**May 19, 2023 Hearing Transcript Corrections**

Page No.	Line No.	Now Reads	Requested Correction
25	24	"pursuant to Part 247."	"pursuant to Part <b>257</b> ."
30	12	"There are four CRR impoundments..."	"There are four <b>CCR</b> impoundments..."
60	21	"For a CRR surface impoundment..."	"For a <b>CCR</b> surface impoundment..."
63	12	"that for a CRR surface ..."	"that for a <b>CCR</b> surface ..."
65	1	"You mentioned that the CRR..."	"You mentioned that the <b>CCR</b> ..."
79	5	"...leaving CRR in..."	"...leaving <b>CCR</b> in..."
79	8	"...the pond leaving CRR..."	"...the pond leaving <b>CCR</b> ..."
89	20	"Part 485; ..."	"Part <b>845</b> ;..."
92	8	"in that consulsion [sic]?"	"in that <b>consultation</b> ?"
132	19	"these [sic] state rule..."	" <b>the</b> state rule..."
154	9	"the ultimate source demonstration."	"the <b>alternate</b> source demonstration."
154	12	"What was the conclusion of the ultimate"	"What was the conclusion of the <b>alternate</b> "
170	24	"Ms. Wachspress:"	"Ms. <b>Nijman</b> :"
171	3	"Ms. Wachspress:"	"Ms. <b>Nijman</b> :"
187	14	"Ms. Wachspress:"	"Ms. <b>Nijman</b> :"

WHEREFORE, for the reasons stated above, MWG requests that the Hearing Officer direct the court reporter to correct the May 15, 16, 18, and 19 hearing transcripts and resubmit the corrected transcripts.

Respectfully submitted,  
Midwest Generation, LLC

By: /s/ Jennifer T. Nijman  
One of Its Attorneys

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