

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

IN THE MATTER OF:)
) AS 2021-003
PETITION OF MIDWEST)
GENERATION, LLC FOR AN)
ADJUSTED STANDARD FROM) (Adjusted Standard)
845.740(a) AND FINDING OF)
INAPPLICABILITY OF PART 845 FOR)
THE WAUKEGAN STATION)

NOTICE OF FILING

To: See attached Service List

PLEASE TAKE NOTICE that I have today electronically filed with the Office of the Clerk of the Pollution Control Board Midwest Generation, LLC's Motion to Correct February 14, 2024 Hearing Transcript, a copy of which is herewith served upon you.

Dated: March 25, 2024

MIDWEST GENERATION, LLC

By: /s/Kristen L. Gale

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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 February 14, 2024 Hearing Transcript was electronically filed on March 25, 2024 with the following:

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and that copies were sent via e-mail on March 25, 2024 to the parties on the service list.

Dated: March 25, 2024

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)

**MIDWEST GENERATION, LLC’S MOTION TO CORRECT
 FEBRUARY 14, 2024, HEARING TRANSCRIPT**

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 transcript for the February 14, 2024, hearing date and states as follows:

- 1) On or about March 12, 2024, the transcript for the second day (February 14, 2024) of a hearing held February 13 and February 14, 2024, for the above-captioned matter was filed with the Illinois Pollution Control Board Clerk’s Office.
- 2) MWG has noted the following typographical errors in the February 14 hearing transcript and requests that the Hearing Officer direct the court reporter to make the following corrections and resubmit the corrected transcripts:

February 14, 2024, Hearing Transcript Corrections

Page No.	Line No.	Now Reads	Requested Correction
5	2	Delhin	Dehlin
7	6,16,17,18	The above error occurs globally on these pages and lines.	
8	8,17		
9	3		
10	20		
11	3,13		
13	13		
16	5,23		
18	13		
19	8,21		

Page No.	Line No.	Now Reads	Requested Correction
21	8		
23	20		
26	18		
30	23		
40	4		
41	4		
43	20		
50	1,9		
64	18		
67	2		
68	2		
69	5		
72	5,13		
75	18		
95	11		
96	22		
97	14		
101	7		
114	12		
115	1		
116	16		
119	22		
120	13		
121	13		
124	3		
3	9	Springfiled	Springfield
8	21	funnels	fundamentals
12	6	impoundments	impoundment
13	19	1930	1930s
14	5	which one was	which was
23	9	north-south running line	north-south line running
23	14	midwest general station	midwest generation station
23	22	you the to	you to
24	7	MPS permit	NPDES permit
24	9	recommendations	recommendation
24	20	dike	diked
24	21	accumulation of CCR liquids	accumulation of CCR and liquids
24	23-24	not a CC CCR	not a CCR
25	2-3	-- second Section B	-- Section B
27	2	sedimentation base	sedimentation basin
28	16	such as hand	such as sand
29	23	whether you design	when you design
30	10	of CCR liquids	of CCR and liquids

Page No.	Line No.	Now Reads	Requested Correction
32	3	1939 area photograph	1939 airial photograph
32	12	area photographs	airial photographs
32	19	area photographs	airial photographs
33	6	And do you mentioned	And you mentioned
33	24	MPDS	NPDES
34	5-6	look at area photographs	look at airial photographs
34	23	if you've placing	if you're placing
38	2	1986 aerial photograph	1946 aerial photograph
39	20	to the slag.	to the slag field.
41	13	1961 era photograph	1961 airial photograph
43	20	Slide 1	Slide 11
43	23	an area photograph	an airial photograph
43	24	figure -5	figure A-5
45	10	a dike area	a diked area
48	10	MPDS	NPDES
48	18	MPDS	NPDES
48	22	first dike area	first diked area
50	23	MPDS	NPDES
21	8	treatment plan	treatment plant
52	6	the site	of the site
52	21	seeing ear	seeing here
53	8	Slide 3	Slide 13
54	10	Noose Corporation	NUS Corporation
54	12	Noose Corporation	NUS Corporation
54	16	Noose	NUS
54	24	that correspondence corresponds	that corresponds
55	2	Noose	NUS
56	13	Noose Corporation	NUS Corporation
56	15	drawing if 1974	drawing in 1974
56	22	of warmer elevation	of lower elevation
56	23	if follows	it follows
57	11	purpose	purple
57	19	the in north	the north
58	7-8	coming off the off	coming off the ...
58	18	Noose	NUS
59	21	showed	shows
59	24	MPDS	NPDES
59	24	a station	the station
60	7	these exhibit pertain	these exhibits pertain
60	12	Noose corporation	NUS corporation
61	2	EPA	IEPA
61	3	Noose	NUS
61	15	10 aches	10 acres

Page No.	Line No.	Now Reads	Requested Correction
61	18	is remembering to	is referring to
63	1	that run along	that runs along
64	4	when Noose Corporation	what NUS Corporation
64	19	investigation analysis of	analysis of
65	21	regulate to	regulate two
65	23	or CCR end use as	or CCRMU as
67	23	CCR	CCRMU
68	13	CCR managed units	CCR management units
68	24	operating close to CCR	operating to close CCR
69	10	were here	were here for
70	15	MPDS	NPDES
70	22	MPDS	NPDES
71	15	EPA	IEPA
73	19	Exhibit 3	Exhibit 33
73	24	Can you with put	Can you put
77	10	feature note	footnote
77	12-13	the photo note	the footnote
78	16	MPDS	NPDES
79	17	dune, not field	dune field
79	23	on its on,	on its own ,
80	17	paragraph 1	paragraph 11
80	20	citing an area,	citing an aerial ,
81	22	current records	permit records
82	2	permanent records	permit records
86	12	excavation and dykes	excavations and dikes
88	5	paragraph 50	paragraph 20
88	17	MPDS	NPDES
89	5	in photograph 21	in paragraph 21
91	9	paragraph 32	paragraph 22
91	21	would have breached the	would have reached the
93	2	photographs of the	photographs the
93	6	depression	depressions
94	1	MPDS	NPDES
94	5	supports	support
94	12	MPDS	NPDES
96	11	applying	implying
99	20	Delhin's	Dehlin's
100	15	water inclusion control facilities	water pollution control facilities
103	18	agent statements	agency states
103	20	Old pond as a	Old pond was a
103	23	dispose	disposes
104	8	is not a CCR	is a CCR
104	15	also talking about	also talk about

Page No.	Line No.	Now Reads	Requested Correction
107	2-3	keeping or retaining reining can	keeping or retaining can
109	5	MPDS	NPDES
109	6	an MPR permit	a NPDES permit
109	12	MPDS	NPDES
113	9	Sheeley	Shealey
113	17	engineer cover	engineered cover
113	18	engineer cover	engineered cover
114	2	MPDS	NPDES
117	9	Agency Exhibit 15 at 13	Agency Exhibit 45 at 13
119	22	Exhibit. And	Exhibit 45 . And
120	24	vitalized	finalized
125	8-9	west upon the configuration	west pond configuration
128	1	it would be ashed	it would be batched
130	5	MPDS	NPDES
131	14	page 132	IEPA 32
131	24	MPDS	NPDES
132	16	that last property	that west property
137	15	MPDS	NPDES
143	2	aggression	depression
143	12	impression	depression
146	9	Delhin's	Dehlin's
146	23	Mr. Onovos	Ms. Terranova
147	16	for legacy. These	for legacy CCRMU . These
147	17	Ms. Sheely	Ms. Shealey
147	23	Delhin's	Dehlin's
148	3	offered a proof of	offered as proof
148	6	Monterrey Well	monitoring well

WHEREFORE, for the reasons stated above, MWG requests that the Hearing Officer direct the court reporter to correct the February 14, 2024, hearing transcript and resubmit the corrected transcript.

Respectfully submitted,
Midwest Generation, LLC

By: /s/ Kristen L. Gale
One of Its Attorneys

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