

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

MIDWEST GENERATION, LLC – JOLIET)
GENERATING STATION,)
)
Petitioner,)
)
v.)
ILLINOIS ENVIRONMENTAL)
PROTECTON AGENCY,)
)
Respondent.)

PCB 06-58
(CAAPP Permit Appeal—Air)

MIDWEST GENERATION, LLC – WILL)
COUNTY GENERATING STATION,)
)
Petitioner,)
)
v.)
ILLINOIS ENVIRONMENTAL)
PROTECTON AGENCY,)
)
Respondent.)

PCB 06-60
(CAAPP Permit Appeal—Air)

MIDWEST GENERATION, LLC – WILL)
COUNTY GENERATING STATION,)
)
Petitioner,)
)
v.)
ILLINOIS ENVIRONMENTAL)
PROTECTON AGENCY,)
)
Respondent.)

PCB 06-156
(Permit Appeal—Air)

MIDWEST GENERATION, LLC – WILL)
COUNTY GENERATING STATION,)
)
Petitioner,)
)
v.)
)
ILLINOIS ENVIRONMENTAL)
PROTECTON AGENCY,)
)
Respondent.)

PCB 08-9
(Permit Appeal—Air)

MIDWEST GENERATION, LLC – WILL)
COUNTY GENERATING STATION,)
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Petitioner,)
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v.)
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ILLINOIS ENVIRONMENTAL)
PROTECTON AGENCY,)
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Respondent.)

PCB 08-22
(Permit Appeal—Air)

MIDWEST GENERATION, LLC – WILL)
COUNTY GENERATING STATION,)
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Petitioner,)
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v.)
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ILLINOIS ENVIRONMENTAL)
PROTECTON AGENCY,)
)
Respondent.)

PCB 10-98
(Permit Appeal—Air)

NOTICE OF FILING

To:

Don Brown
Illinois Pollution Control Board
James R. Thompson Center, Suite 11-500
100 West Randolph
Chicago, Illinois 60601

Ellen F. O'Laughlin
Assistant Attorney General
Environmental Bureau
69 West Washington Street, 18th Floor
Chicago, Illinois 60602

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 filed with the Office of the Clerk of the Pollution Control Board a **Motion for Voluntary Dismissal of Permit Appeal**, copies of which are herewith served upon you.

/s/ Sarah L. Lode

Sarah L. Lode

Dated: August 14, 2024

ARENTFOX SCHIFF LLP
Attorneys for Midwest Generation, LLC
Andrew N. Sawula
One Westminster Place, Suite 200
Lake Forest, IL 60045
Phone: 847-295-4336
Andrew.Sawula@afslaw.com

Sarah L. Lode
233 South Wacker Drive, Suite 7100
Chicago, Illinois 60606
Phone: 312-258-5500
Fax: 312-258-5633
Sarah.Lode@afslaw.com

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MOTION FOR VOLUNTARY DISMISSAL OF PERMIT APPEAL

Petitioner, by and through its attorneys, ArentFox Schiff LLP, and pursuant to 35 Ill. Admin. Code 101.500 hereby voluntarily moves to dismiss the above captioned permit appeals. This voluntary dismissal is without prejudice to Petitioner's ability to prosecute challenges to any permit issued to any other facility owned or operated by Petitioner, to any claims Petitioner may have in any other permit appeals currently before the Board, and to any claims it may have with respect to future permits for these facilities. Petitioner further requests that the Board order each party to bear its own costs and fees for these permit appeals. Petitioner contacted counsel for Respondent who stated she had no objection to this motion.

Respectfully submitted,

MIDWEST GENERATION, LLC,

by:

/s/ Sarah L. Lode

One of Its Attorneys

Dated: August 14, 2024

ARENTFOX SCHIFF LLP
Attorneys for Midwest Generation, LLC
Andrew N. Sawula
One Westminster Place, Suite 200
Lake Forest, IL 60045
Phone: 847-295-4336
Andrew.Sawula@afslaw.com

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CERTIFICATE OF SERVICE

I, the undersigned, certify that on this 14 day of August, 2024, I have served electronically the attached **MOTION FOR VOLUNTARY DISMISSAL OF PERMIT APPEAL** upon the following persons by e-mail at the email addresses indicated below:

Bradley Halloran, Hearing Officer
Illinois Pollution Control Board
James R. Thompson Center
100 West Randolph Street, Suite 11-500
Chicago, Illinois 60601
brad.halloran@illinois.gov

Ellen F. O'Laughlin
Assistant Attorney General
Environmental Bureau
69 West Washington Street, 18th Floor
Chicago, Illinois 60602
Ellen.OLaughlin@ilag.gov

I further certify that my email address is Sarah.Lode@afslaw.com; the number of pages in the email transmission is 7; and the email transmissions took place today before 5:00 p.m.

/s/ Sarah L. Lode

Sarah L. Lode

ARENTFOX SCHIFF LLP
Andrew N. Sawula
One Westminster Place, Suite 200
Lake Forest, IL 60045
Phone: 847-295-4336
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