



A Limited Liability Partnership Including Professional Corporations

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MAR 21 2006

STATE OF ILLINOIS
Pollution Control Board

March 21, 2006

VIA FACSIMILE AND U.S. MAIL

Bradley Halloran
Hearing Officer
Illinois Pollution Control Board
James R. Thompson Center, Suite 11-500
100 W. Randolph Street
Chicago, IL 60601

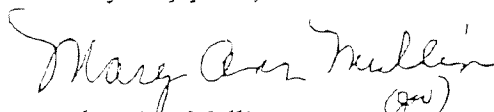
Re: Midwest Generation EME, LLC v. Illinois Environmental Protection Agency
IPCB 04-185 and
Midwest Generation EME, LLC v. Illinois Environmental Protection Agency
IPCB 04-216

Dear Mr. Halloran:

You have asked that I update you on the status of the United States Environmental Protection Agency ("USEPA") proceedings related to the USEPA's determination as to the confidential or trade secret status of the same documents at issue in the above referenced matters. On Monday March 20, 2006, Byron Taylor, counsel for Commonwealth Edison Company in PCB 04-215, and I called USEPA to discuss the status of its determination. USEPA advised us that the determination was still pending and informally estimated that the determination would be finalized in three months.

In October 2005, USEPA received a subsequent FOIA request from the Sierra Club for additional information. The USEPA will be issuing a determination in this matter as well.

Very truly yours,


Mary Ann Mullin

cc: Ann Alexander, Assistant Attorney General
and Environmental Counsel
Office of the Attorney General
State of Illinois
Byron F. Taylor
Sheldon A. Zabel



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STATE OF ILLINOIS
 Pollution Control Board

ATTORNEY NO.: 1526
 CLIENT/MATTER NO.: 27674-0038
 DATE: March 21, 2006

FACSIMILE TRANSMITTAL SHEET

TO THE FOLLOWING:

| Name | Company | Fax Number | Phone Number |
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| Bradley Halloran | Hearing Examiner, Illinois Pollution Control Board | (312) 814-3669 | (312) 814-8917 |

FROM: Mary A. Mullin DIRECT DIAL NO.: (312) 258-5687

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