

**BEFORE THE ILLINOIS POLLUTION CONTROL BOARD**

<b>MIDWEST GENERATION, LLC,</b>	)	
<b>WAUKEGAN GENERATING STATION,</b>	)	
	)	
<b>Petitioner,</b>	)	
	)	
<b>v.</b>	)	<b>PCB 06-146</b>
	)	<b>(Permit Appeal – Air)</b>
<b>ILLINOIS ENVIRONMENTAL</b>	)	
<b>PROTECTION AGENCY,</b>	)	
	)	
<b>Respondent.</b>	)	

**WAIVER OF DECISION DATE**

NOW COMES Petitioner, Midwest Generation, LLC, Waukegan Generating Station, by and through its attorneys, Schiff Hardin LLP, and waives the Board's statutory decision date in this matter for approximately 180 days from the filing date until September 7, 2006, the same date as noted in Waivers of Decision Date in the five other permit appeal cases filed by Midwest Generation, LLC's Generating Stations, PCB 06-056 – 06-060. On March 16, 2006, during the status call with the hearing officer for PCB 06-056 – 06-060, Mr. Bradley Halloran, the Illinois Environmental Protection Agency, attorneys for Midwest Generation agreed to submit this waiver to conform the timing of appeal of the CAAPP permit for the Waukegan Generating Station to that of the other, related permit appeals, as the permits and issues appealed are virtually the same in all cases.



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<b>ILLINOIS ENVIRONMENTAL</b>	)	
<b>PROTECTION AGENCY,</b>	)	
	)	
<b>Respondent.</b>	)	

**NOTICE OF FILING**

To: Pollution Control Board, Attn: Clerk	Robb Layman
James R. Thompson Center	Sally Carter
100 W. Randolph, Suite 11-500	Division of Legal Counsel
Chicago, Illinois 60601	Illinois Environmental Protection Agency
	1021 North Grand Avenue, East
	P.O. Box 19276
	Springfield, Illinois 62794-9276
Mr. Bradley Halloran	
Hearing Officer	
Pollution Control Board	
James R. Thompson Center	
100 W. Randolph, 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 Petitioner's **Waiver of Decision Date**, copies of which are herewith served upon you.

/s/ Kathleen C. Bassi  
Kathleen C. Bassi

ELECTRONIC FILING, RECEIVED, CLERK'S OFFICE, MARCH 28, 2006

Dated: March 27, 2005

Sheldon A. Zabel  
Kathleen C. Bassi  
Stephen J. Bonebrake  
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<b>PROTECTION AGENCY,</b>	)	
	)	
<b>Respondent.</b>	)	

**CERTIFICATE OF SERVICE**

I, the undersigned, certify that I have served the attached **Waiver of Decision**  
**Date,**

by electric delivery upon the following  
person:

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

and by electronic and first class mail upon  
the following person:

Robb Layman  
Sally Carter  
Division of Legal Counsel  
Illinois Environmental Protection Agency  
1021 North Grand Avenue, East  
P.O. Box 19276  
Springfield, Illinois 62794-9276  
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Bradley Halloran, Hearing Officer  
Pollution Control Board  
James R. Thompson Center  
100 W. Randolph, Suite, 11-500  
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[hallorab@ipcb.state.il.us](mailto:hallorab@ipcb.state.il.us)

/s/ Kathleen C. Bassi  
Kathleen C. Bassi

Dated: March 27, 2005

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