### Electronic Filing, Received, Clerk's Office, July 13, 2007

#### BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

MIDWEST GENERATION, LLC	)
(JOLIET GENERATING STATION)	)
Deditionar	)
Petitioner,	)
	) PCB 06-058
<b>V.</b>	)
	) (Permit Appeal – Air)
ILLINOIS ENVIRONMENTAL	)
PROTECTION AGENCY,	)
,	j
Respondent.	ý

#### **NOTICE**

To:

John T. Therriault, Assistant Clerk Illinois Pollution Control Board James R. Thompson Center Suite 11-500 100 West Randolph Chicago, Illinois 60601

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

Robb Layman, Assistant Counsel Sally Carter, Assistant Counsel Division of Legal Counsel Illinois Environmental Protection Agency 1021 North Grand Avenue, East P.O. Box 19276 Springfield, Illinois 62794-9276

PLEASE TAKE NOTICE that I have today electronically 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.

Dated: July 13, 2007

SCHIFF HARDIN LLP Sheldon A. Zabel Kathleen C. Bassi Stephen J. Bonebrake Joshua R. More 6600 Sears Tower 233 South Wacker Drive Chicago, Illinois 60606 312-258-5567 FAX: 312-258-5600

# Electronic Filing, Received, Clerk's Office, July 13, 2007

#### BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

MIDWEST GENERATION, LLC	)
(JOLIET GENERATING STATION)	)
	)
Petitioner,	)
	) PCB 06-058
v.	)
	) (Permit Appeal – Air)
ILLINOIS ENVIRONMENTAL	)
PROTECTION AGENCY,	)
	)
Respondent.	)

### **WAIVER OF DECISION DATE**

NOW COMES Petitioner, Midwest Generation, LLC (Joliet Generating Station), by and through its attorneys, Schiff Hardin LLP, and waives the Board's statutory decision date in this matter for approximately 90 days after the current decision deadline, to February 21, 2008.

Respectfully submitted,

MIDWEST GENERATION, LLC (JOLIET GENERATING STATION)

One of Its Attorneys

Dated: July 13, 2007

SCHIFF HARDIN LLP Sheldon A. Zabel Kathleen C. Bassi Stephen J. Bonebrake Joshua R. More 6600 Sears Tower 233 South Wacker Drive Chicago, Illinois 60606 312-258-5500

Fax: 312-258-5600

# Electronic Filing, Received, Clerk's Office, July 13, 2007

#### **CERTIFICATE OF SERVICE**

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

by electronic delivery upon the following person:

John T. Therriault, Assistant Clerk Pollution Control Board James R. Thomson Center 100 West Randolph, Suite 11-500 Chicago, Illinois 60601 and by electronic mail and first class mail upon the following persons:

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
robb.layman@epa.state.il.us
sally.carter@epa.state.il.us

Mr. Bradley Halloran, Hearing Officer Pollution Control Board James R. Thompson Center 100 West Randolph, Suite 11-500 Chicago, Illinois 60601 hallorab@ipcb.state.il.us

Radificon C. Bassi

Dated: July 13, 2007

SCHIFF HARDIN LLP Sheldon A. Zabel Kathleen C. Bassi Stephen J. Bonebrake Joshua R. More 6600 Sears Tower 233 South Wacker Drive Chicago, Illinois 60606 312-258-5500

Fax: 312-258-5600