

ILLINOIS POLLUTION CONTROL BOARD

April 24, 2008

MIDWEST GENERATION EME, LLC,)	
)	
Petitioner,)	
)	
v.)	PCB 04-185
)	(Trade Secret Appeal)
ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY,)	
)	
Respondent.)	

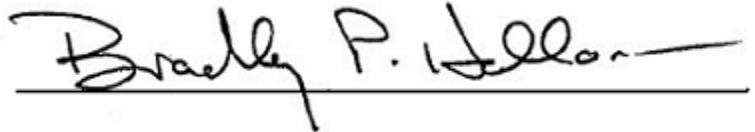
HEARING OFFICER ORDER

On April 24, 2008, all parties participated in a telephonic status conference with the hearing officer. The parties represented that the United States Environmental Protection Agency has yet to rule on the related confidentiality issues.

The Board on November 15, 2007, granted the parties' joint motion to stay the above-captioned matter to and including April 17, 2008. In light of the expiration of the Board's stay order, the parties requested that the status conference be continued so that they may discuss how to proceed with this matter, including the possibility of submitting a proposed discovery schedule.

The parties or their legal representatives are directed to participate in a telephonic status conference with the hearing officer on May 8, 2008, at 2:00 p.m. The telephonic status conference must be initiated by the petitioner, but each party is nonetheless responsible for its own appearance. At the status conference, the parties must be prepared to discuss the status of the above-captioned matter and their readiness for hearing.

IT IS SO ORDERED.



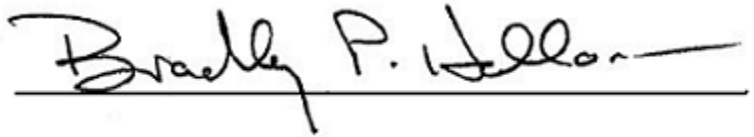
Bradley P. Halloran
Hearing Officer
Illinois Pollution Control Board
James R. Thompson Center, Suite 11-500
100 W. Randolph Street
Chicago, Illinois 60601
312.814.8917

CERTIFICATE OF SERVICE

It is hereby certified that true copies of the foregoing order were mailed, first class, on April 24, 2008, to each of the persons on the attached service list.

It is hereby certified that a true copy of the foregoing order was hand delivered to the following on April 24, 2008:

John T. Therriault
Illinois Pollution Control Board
James R. Thompson Center
100 W. Randolph St., Ste. 11-500
Chicago, Illinois 60601

A handwritten signature in black ink, reading "Bradley P. Halloran", is written over a horizontal line.

Bradley P. Halloran
Hearing Officer
Illinois Pollution Control Board
100 W. Randolph Street, Suite 11-500
Chicago, Illinois 60601
(312) 814-8917

PCB 2004-185
Paula Becker Wheeler
Office of the Attorney General
69 West Washington Street, Suite 1800
Chicago, IL 60602

PCB 2004-185
Ann Alexander
Office of the Attorney General
69 West Washington Street, Suite 1800
Chicago, IL 60602

PCB 2004-185
Illinois Environmental Protection Agency
1021 North Grand Avenue East
P.O. Box 19276
Springfield, IL 62794-9276

PCB 2004-185
Katherine D. Hodge
Illinois Environmental Regulatory Group
3150 Roland Avenue
Springfield, IL 62703

PCB 2004-185
N. LaDonna Driver
Illinois Environmental Regulatory Group
3150 Roland Avenue
Springfield, IL 62703

PCB 2004-185
Sheldon A. Zabel
Schiff Hardin, LLP
6600 Sears Tower
233 South Wacker Drive
Chicago, IL 60606-6473

PCB 2004-185
Mary Ann Mullin
Schiff Hardin, LLP
6600 Sears Tower
233 South Wacker Drive
Chicago, IL 60606-6473

PCB 2004-185
Andrew N. Sawula
Schiff Hardin, LLP
6600 Sears Tower
233 South Wacker Drive
Chicago, IL 60606-6473

PCB 2004-185
Glenna L. Gilbert
Schiff Hardin, LLP
6600 Sears Tower
233 South Wacker Drive
Chicago, IL 60606-6473

PCB 2004-185
Keith I. Harley
Chicago Legal Clinic, Inc.
205 West Monroe Street, 4th Floor
Chicago, IL 60606

