

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

**RECEIVED**  
CLERK'S OFFICE

MAY 08 2008

STATE OF ILLINOIS  
Pollution Control Board

MIDWEST GENERTAION, LLC –  
POWERTON GENERATING STATION,

Petitioner,

v.

ILLINOIS ENVIRONMENTAL  
PROTECTION AGENCY,

Respondent.

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PCB 08-023

(Permit Appeal – Air)

**NOTICE OF FILING**

To:

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

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

Mr. 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 we have today filed with the Office of the Clerk of the Pollution Control Board **WAIVER OF DECISION DEADLINE**, a copy of which is herewith served upon you.

  
Kathleen C. Bassi

Dated: May 2, 2008

SCHIFF HARDIN LLP  
Attorneys for Midwest Generation, LLC  
Kathleen C. Bassi  
Stephen J. Bonebrake  
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6600 Sears Tower  
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Chicago, Illinois 60606  
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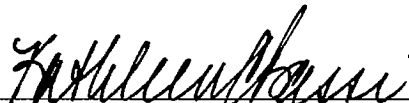
WAIVER OF DECISION DEADLINE

NOW COMES Petitioner, MIDWEST GENERATION, LLC – POWERTON  
GENERATING STATION, by and through its attorneys, SCHIFF HARDIN LLP, and waives  
the Board's statutory decision deadline in this matter until February 5, 2009.

Respectfully submitted,

MIDWEST GENERATION, LLC –  
POWERTON GENERATING STATION

by:

  
\_\_\_\_\_  
One of Its Attorneys

Dated: May 2, 2008

SCHIFF HARDIN, LLP  
Kathleen C. Bassi  
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kbassi@schiffhardin.com

## CERTIFICATE OF SERVICE

I, the undersigned, certify that on this 2nd day of May, 2008, I have served electronically the attached **WAIVER OF DECISION DEADLINE**, upon the following persons:

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

and electronically and by first-class mail with postage thereon fully prepaid and affixed to the following persons:

Sally Carter  
Robb Layman  
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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