

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

DYNEGY MIDWEST GENERATION, INC.)	
(BALDWIN ENERGY COMPLEX),)	
)	
Petitioner,)	
)	
v.)	PCB 09-009
)	(Permit Appeal – Air)
ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY,)	
)	
Respondent.)	

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

Alec Messina, General Counsel
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: September 8, 2008

SCHIFF HARDIN LLP

Attorneys for Dynegy Midwest Generation, Inc.

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WAIVER OF DECISION DEADLINE

NOW COMES Petitioner, DYNEGY MIDWEST GENERATION, INC. (BALDWIN ENERGY COMPLEX), 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,

DYNEGY MIDWEST GENERATION, INC.
(BALDWIN ENERGY COMPLEX)

by:



One of Its Attorneys

Dated: September 8, 2008

SCHIFF HARDIN, LLP
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CERTIFICATE OF SERVICE

I, the undersigned, certify that on this 8th day of September, 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

Alec Messina, General Counsel
Division of Legal Counsel
Illinois Environmental Protection Agency
1021 North Grand Avenue, East
P.O. Box 19276
Springfield, Illinois 62794-9276

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

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


Kathleen C. Bassi

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