

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: November 10, 2008

SCHIFF HARDIN LLP

Attorneys for Dynegy Midwest Generation, Inc.

Kathleen C. Bassi

Stephen J. Bonebrake

6600 Sears Tower

233 South Wacker Drive

Chicago, Illinois 60606

Phone: 312-258-5567

Fax: 312-258-5600

kbassi@schiffhardin.com

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

DYNEGY MIDWEST GENERATION, INC.,)
(BALDWIN ENERGY COMPLEX),)

Petitioner,)

v.)

ILLINOIS ENVIRONMENTAL)
PROTECTION AGENCY,)

Respondent.)

PCB 09-009
(Permit Appeal – Air)

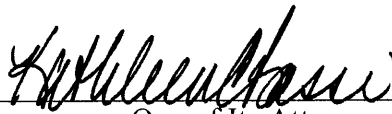
WAIVER OF DECISION DEADLINE

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 August 6, 2009.

Respectfully submitted,

DYNEGY MIDWEST GENERATION, INC.
(BALDWIN ENERGY COMPLEX)

by:



One of Its Attorneys

Dated: November 10, 2008

SCHIFF HARDIN, LLP
Kathleen C. Bassi
Stephen J. Bonebrake
6600 Sears Tower
233 South Wacker Drive
Chicago, Illinois 60606
Phone: 312-258-5500
Fax: 312-258-2600
kbassi@schiffhardin.com

CERTIFICATE OF SERVICE

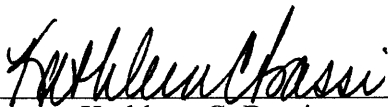
I, the undersigned, certify that on this 10th day of November, 2008, I have served electronically the attached **WAIVER OF DECISION DEADLINE**, upon the following persons:

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

SCHIFF HARDIN LLP
Attorneys for Dynegy Midwest Generation, Inc.
Kathleen C. Bassi
Stephen J. Bonebrake
6600 Sears Tower
233 South Wacker Drive
Chicago, Illinois 60606
Phone: 312-258-5567
Fax: 312-258-5600
kbassi@schiffhardin.com