

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

MIDWEST GENERTAION, LLC –)	
POWERTON GENERATING STATION,)	
)	
Petitioner,)	
)	
v.)	PCB 08-023
)	(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

George Theophilos
L. Nichole Cunningham
Assistant Attorneys General
Environmental Bureau
69 West Washington Street, 18th Floor
Chicago, Illinois 60602

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: December 29, 2009

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

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

**MIDWEST GENERATION, LLC –
POWERTON GENERATING STATION,**

Petitioner,

v.

**ILLINOIS ENVIRONMENTAL
PROTECTION AGENCY,**

Respondent.

)
)
)
)
)
)
)
)
)
)
)

**PCB 08-023
(Permit Appeal – Air)**

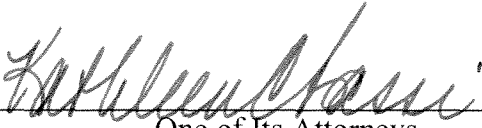
WAIVER OF DECISION DEADLINE

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 August 19, 2010.

Respectfully submitted,

MIDWEST GENERATION, LLC –
POWERTON GENERATING STATION

by:



One of Its Attorneys

Dated: December 29, 2009

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

CERTIFICATE OF SERVICE

I, the undersigned, certify that on this 29th day of December, 2009, 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 their having waived paper service, electronically upon the following persons:

L. Nichole Cunningham
Assistant Attorneys General
Environmental Bureau
69 West Washington Street, 18th Floor
Chicago, Illinois 60602
lcunningham@atg.state.il.us

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

and by first class mail, prepaid postage affixed, upon the following person:

George Theophilos
Assistant Attorneys General
Environmental Bureau
69 West Washington Street, 18th Floor
Chicago, Illinois 60602
gtheophilos@atg.state.il.us


Kathleen C. Bassi

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