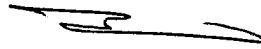


CERTIFICATE OF SERVICE

I hereby certify that I did on March 1, 2010, cause to be served by United States Mail, with postage thereon fully prepaid, by depositing in a United States Post Office Box in Springfield, Illinois, a true and correct copy of the following instruments entitled NOTICE OF ELECTRONIC FILING and PEOPLE'S RESPONSE TO MOTION TO INTERVENE upon the Respondents listed on the Service List.



Thomas Davis, Chief
Assistant Attorney General

This filing is submitted on recycled paper.

SERVICE LIST

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Carol Webb
Hearing Officer
Illinois Pollution Control Board
1021 North Grand Avenue East
Springfield, IL 62794

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

PEOPLE OF THE STATE OF ILLINOIS,)

Complainant,)

v.)

FREEMAN UNITED COAL MINING)

COMPANY, LLC,)

a Delaware limited liability company, and)

SPRINGFIELD COAL COMPANY, LLC,)

a Delaware limited liability company,)

Respondents.)

**PCB No. 2010-061
(Water-Enforcement)**

PEOPLE'S RESPONSE TO MOTION TO INTERVENE

Complainant, PEOPLE OF THE STATE OF ILLINOIS, by LISA MADIGAN, Attorney General of the State of Illinois, hereby responds to the Motion to Intervene filed on behalf of the Prairie Rivers Network and the Sierra Club, Illinois Chapter, and states as follows:

1. The Prairie Rivers Network and the Sierra Club, Illinois Chapter, seek permissive intervention as afforded by Section 101.402(d) of the Board's Procedural Rules.
2. Complainant does not object to this intervention request. The motion is timely. Intervention will not unduly delay or materially prejudice the proceeding or otherwise interfere with an orderly or efficient proceeding.

WHEREFORE, Complainant, PEOPLE OF THE STATE OF ILLINOIS, by LISA MADIGAN, Attorney General of the State of Illinois, asks that the Motion to Intervene by the Prairie Rivers Network and the Sierra Club, Illinois Chapter, be GRANTED.

Respectfully submitted,

PEOPLE OF THE STATE OF ILLINOIS,

LISA MADIGAN,
Attorney General
of the State of Illinois

MATTHEW J. DUNN, Chief
Environmental Enforcement/Asbestos
Litigation Division

BY: 

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Dated: 3/1/10