

ILLINOIS POLLUTION CONTROL BOARD
December 8, 2010

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STATE OF ILLINOIS
Pollution Control Board

MIDWEST GENERATION EME, LLC,)	
)	
Petitioner,)	
)	
v.)	PCB 04-185
)	(Trade Secret Appeal)
ILLINOIS ENVIRONMENTAL)	
PROTECTION AGENCY,)	
)	
Respondent.)	

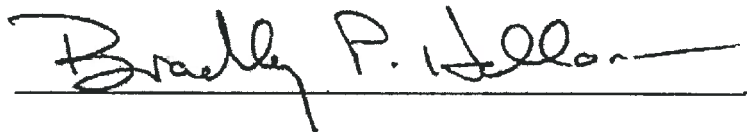
ORIGINAL

HEARING OFFICER ORDER

On November 29, 2010, the parties advised the hearing officer that a draft a motion to vacate trade secret determination has been reviewed. The accepted briefing schedule is as follows. The petitioner must file its motion to vacate on or before December 17, 2010. The respondent must file its response on or before January 14, 2011. Petitioner's reply must be filed on or before January 28, 2011. He petitioner will file an additional six month waiver of the statutory decision deadline.

The parties or their legal representatives are directed to participate in a telephonic status conference with the hearing officer on February 24, 2011, at 1:00 p.m. The telephonic status conference must be initiated by the petitioner, but each party is nonetheless responsible for its own appearance. At the status conference, the parties must be prepared to discuss the status of the above-captioned matter and their readiness for hearing.

IT IS SO ORDERED.



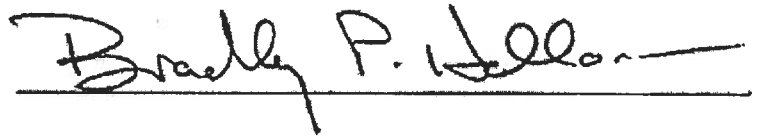
Bradley P. Halloran
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Illinois Pollution Control Board
James R. Thompson Center, Suite 11-500
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CERTIFICATE OF SERVICE

It is hereby certified that true copies of the foregoing order were mailed, first class, on December 8, 2010, to each of the persons on the attached service list.

It is hereby certified that a true copy of the foregoing order was hand delivered to the following on December 8, 2010:

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A handwritten signature in black ink, reading "Bradley P. Halloran", is written over a horizontal line.

Bradley P. Halloran
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