

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

DYNEGY MIDWEST GENERATION, INC.)
(BALDWIN ENERGY COMPLEX),)
)
Petitioner,)
)
v.) PCB 08-066
) (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 **MOTION TO CHANGE NAME OF PETITIONER**, a copy of which is herewith served upon you.


Kathleen C. Bassi

Dated: August 26, 2011

SCHIFF HARDIN LLP

Attorneys for Dynegy Midwest Generation, LLC

Kathleen C. Bassi

Stephen J. Bonebrake

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Chicago, Illinois 60606

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Fax: 312-258-5600

kbassi@schiffhardin.com

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

| | | |
|---|---|------------------------------|
| DYNEGY MIDWEST GENERATION, INC., |) | |
| (BALDWIN ENERGY COMPLEX), |) | |
| |) | |
| Petitioner, |) | |
| |) | |
| v. |) | PCB 08-066 |
| |) | (Permit Appeal – Air) |
| ILLINOIS ENVIRONMENTAL |) | |
| PROTECTION AGENCY, |) | |
| |) | |
| Respondent. |) | |

MOTION TO CHANGE NAME OF PETITIONER

NOW COMES Petitioner, DYNEGY MIDWEST GENERATION, LLC (BALDWIN ENERGY COMPLEX), by and through its attorneys, SCHIFF HARDIN LLP, pursuant to 35 Ill.Adm.Code §§ 101.500 and 101.504, and moves the Board to amend the caption in this matter to reflect a change in the name of the Petitioner. On August 4, 2011, Dynegy Midwest Generation, Inc. completed a corporate restructuring through which Dynegy Midwest Generation, Inc., an Illinois corporation, was merged with and into Dynegy Midwest Generation, LLC (“DMG LLC”), a Delaware limited liability company, with DMG LLC the surviving entity of the merger.

In addition to amending the caption, Petitioner further requests that any references to Dynegy Midwest Generation, Inc. contained in the petition and other pleadings filed in this matter be considered references to DMG LLC.

Respectfully submitted,

DYNEGY MIDWEST GENERATION, INC.
(BALDWIN ENERGY COMPLEX)

by:



One of Its Attorneys

Dated: August 24, 2011

SCHIFF HARDIN LLP
Attorneys for Dynegy Midwest Generation, LLC
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Chicago, Illinois 60606
Phone: 312-258-5567
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)
Respondent.)

AFFIDAVIT OF JASON A. BUCHMAN

I, JASON A. BUCHMAN, being first duly sworn, depose and state the following:

1. I am Vice President and Group General Counsel of Dynegy Midwest Generation, LLC.
2. My office is located at 1000 Louisiana Street, Suite 5800, Houston, Texas 77002.
3. I have read the attached Motion to Change Name of Petitioner, and the contents are true and correct to the best of my knowledge.

FURTHER AFFIANT SAYETH NOT.

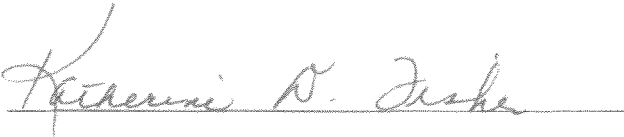


Affiant

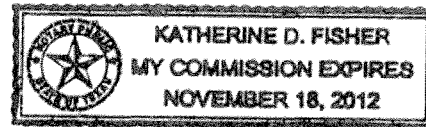
Dated: August 24, 2011

State of Texas
County of Harris

Before me, a notary public, on this 24th day of August, 2011, personally appeared JASON A. BUCHMAN, Vice President and Group General Counsel of Dynegy Midwest Generation, LLC, known to me to be the person whose name is subscribed to the foregoing document and, being by me first duly sworn, declared that the statements therein contained are true and correct.



Notary Public



CERTIFICATE OF SERVICE

I, the undersigned, certify that on this 26th day of August, 2011, I have served electronically the attached **MOTION TO CHANGE NAME OF PETITIONER**, 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:

George Theophilos
L. Nichole Cunningham
Assistant Attorneys General
Environmental Bureau
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Chicago, Illinois 60602
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