

SERVICE LIST R08-09

Marie Tipsord, Hearing Officer
Illinois Pollution Control Board
100 West Randolph St
Suite 11-500
Chicago, IL 60601

Deborah J. Williams
Stefanie N. Diers
Illinois EPA
1021 North Grand Avenue
Springfield, IL 62794-9276

Frederick Feldman
Ronald Hill
Louis Kollias
Margaret Conway
Metropolitan Water Reclamation District
100 East Erie St
Chicago, IL 60611

Keith Harley
Elizabeth Schenkier
Chicago Legal Clinic, Inc.
211 West Wacker Drive
Suite 750
Chicago, IL 60606

Katherine Hodge
Monica Rios
Hodge Dwyer Driver
3150 Roland Avenue
Springfield, IL 62705-5776

Ann Alexander
Natural Resources Defense Council
Two North Riverside Plaza
Suite 2250
Chicago, IL 60606

Fredric Andes
Erika Powers
Barnes & Thornburg LLP
1 North Wacker Dr
Suite 4400
Chicago, IL 60606

Thomas H. Shepherd
Elizabeth Wallace
Office of Illinois Attorney General
Environmental Bureau
69 West Washington St., Suite 1800
Chicago, IL 60602

Lisa Frede
Chemical Industry Council of Illinois
1400 E. Touhy Avenue, Suite 110
Des Plaines, IL 60018

Jack Darin
Cindy Skrukrud
Sierra Club, Illinois Chapter
70 E. Lake St., Suite 1500
Chicago, IL 60601-7447

Jeffrey C. Fort
Ariel J. Teshar
SNR Denton US LLP
233 S. Wacker Drive, Suite 7800
Chicago, IL 60606-6404

Jessica Dexter
Environmental Law & Policy Center
35 E. Wacker
Suite 1300
Chicago, IL 60601

Stacy Meyers-Glen
Openlands
25 E. Washington, Suite 1650
Chicago, IL 60602

Thomas W. Dimond
Susan Charles
Ice Miller LLP
200 West Madison Street, Suite 3500
Chicago, IL 60606-3417

Lyman C. Welch
Alliance for the Great Lakes
17 N. State St., Suite 1390
Chicago, IL 60602

Cathy Hudzik
City of Chicago
Mayor's Office of Intergovernmental Affairs
121 North LaSalle Street, Room 406
Chicago, IL 60602

Mitchell Cohen
Illinois DNR, Legal
Illinois Department of Natural Resources
One Natural Resources Way
Springfield, IL 62705-5776

CERTIFICATE OF SERVICE

The undersigned, an attorney, certifies that a true copy of the foregoing Notice of Filing and Correction to Midwest Generation's Final Comments in Subdocket C was filed electronically on March 19, 2012 with the following:

John Therriault, Assistant Clerk
Illinois Pollution Control Board
James R. Thompson Center
100 West Randolph Street, Suite 11-500
Chicago, IL 60601

and that true copies were mailed by First Class Mail, postage prepaid, on March 19, 2012 to the parties listed on the foregoing Service List.

/s/ Susan M. Franzetti

ILLINOIS POLLUTION CONTROL BOARD

IN THE MATTER OF:)	
)	
WATER QUALITY STANDARDS AND)	R08-9 Subdocket C
EFFLUENT LIMITATIONS FOR THE)	(Rulemaking-Water)
CHICAGO AREA WATERWAY SYSTEM)	
AND LOWER DES PLAINES RIVER)	
PROPOSED AMENDMENTS TO 35 ILL.)	
ADM. CODE 301, 302, 303, AND 304)	

**CORRECTION TO MIDWEST GENERATION'S
FINAL COMMENTS IN SUBDOCKET C**

Counsel for Midwest Generation has determined that in the Midwest Generation Final Comments in Subdocket C, PC #1277, filed on March 5, 2012, she made an erroneous attribution of a statement as being one made by Illinois EPA, when it should correctly have been attributed instead to EA Engineering. The error appears in the following sentence at page 91 of the Midwest Generation Final Comments in Subdocket C:

Illinois EPA agrees that “[t]he unpreventable and irreversible accumulation and physical quality of the sediments that will always be present in the system is limiting further biological improvements in the CSSC and UDIP, with existing, depositional area sediment contamination exacerbating the fundamental siltation problem.”⁴⁵²

Also, the referenced footnote no. 452’s citation to “2/1/08 Tr. at 41” was incorrect.

The sentence is corrected to read:

EA agrees that “[t]he unpreventable and irreversible accumulation and physical quality of the sediments that will always be present in the system is limiting further biological improvements in the CSSC and UDIP, with existing, depositional area sediment contamination exacerbating the fundamental siltation problem.”⁴⁵²

and the corrected footnote no. 452 citation is as follows: “Ex. 2 to Ex. 366 (9/8/08 Greg Seegert Pre-filed Testimony), EA Engineering, Science, and Technology’s Report on the Aquatic Life

Use Attainability Analysis for the South Branch of the Chicago River, the Chicago Sanitary and Ship Canal, and the Upper Dresden Island Pool, p. 9.”

Counsel for Midwest Generation apologizes to the Illinois EPA, its counsel and to the Board for any inconvenience and confusion caused by the above error.

Respectfully submitted,

MIDWEST GENERATION, L.L.C.

By: /s/ Susan M. Franzetti
Susan M. Franzetti

Date: March 19, 2012

Susan M. Franzetti
Kristen Laughridge Gale
NIJMAN FRANZETTI LLP
Counsel for Midwest Generation, L.L.C.
10 S. LaSalle St., Suite 3600
Chicago, IL 60603
(312) 251-5590