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JAN 24 2013

STATE OF ILLINOIS
Pollution Control Board

ILLINOIS POLLUTION CONTROL BOARD
January 24, 2013

MIDWEST GENERATION LLC.,)
)
Petitioner,)
)
v.)
)
ILLINOIS ENVIRONMENTAL PROTECTION)
AGENCY,)
)
Respondent.)
)

PCB 13-24
(Variance - Air)



ORIGINAL

HEARING OFFICER ORDER

On January 23 and 24, 2013, all parties participated in telephonic pre-hearing conferences with the hearing officer. Discussions centered on petitioner's motion for an extension of time to file its completed responses to the Board's questions.

By way of background, a hearing officer order was issued on December 24, 2012, seeking additional information from the petitioner regarding its variance petition. The petitioner was directed to respond on or before January 18, 2013. Petitioner responded in a timely manner but simultaneously filed a motion for additional time to supplement its responses. The petitioner's requested that it be allowed to file its supplemental answers on or before February 15, 2013. The hearing in the above-captioned matter had been previously scheduled for January 29, 2013.

Petitioner's motion was denied because the supplemental responses would not be filed until after the hearing, likely preventing a full review of the responses.

IT IS SO ORDERED.

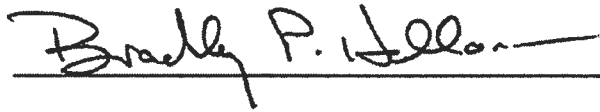
Bradley P. Halloran
Hearing Officer
Illinois Pollution Control Board
James R. Thompson Center, Suite 11-500
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312.814.8917

CERTIFICATE OF SERVICE

It is hereby certified that true copies of the foregoing order were mailed, first class, on January 24, 2013, to each of the persons on the service list below.

It is hereby certified that a true copy of the foregoing order was hand delivered to the following on January 24, 2013:

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