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MAY 16 2013

STATE OF ILLINOIS  
Pollution Control Board

ILLINOIS POLLUTION CONTROL BOARD  
May 16, 2013

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

PCB 12-135  
(Variance - Air)

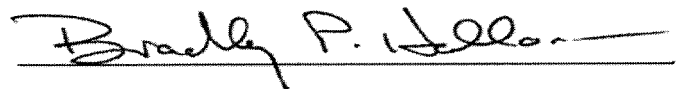
 ORIGINAL

**HEARING OFFICER ORDER**

On May 16, 2013, all parties participated in a telephonic status conference with the hearing officer. The parties have agreed to continue the above-captioned matter as they are awaiting the outcome from the United States Supreme Court on whether to accept the petition for certiorari that was filed in Homer City v. EPA. The petitioner stated that it will file an additional waiver of the statutory decision deadline to and including December 19, 2013.

The parties or their legal representatives are directed to participate in a telephonic pre-hearing conference with the hearing officer on June 13, 2013, at 10:45 a.m. The telephonic conference must be initiated by the petitioner, but each party is nonetheless responsible for its own appearance. At the conference, the parties must be prepared to discuss the status of the above-captioned matter and their readiness for hearing.

IT IS SO ORDERED.



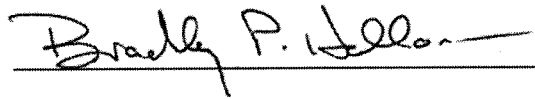
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CERTIFICATE OF SERVICE

It is hereby certified that true copies of the foregoing order were mailed, first class, on May 16, 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 May 16, 2013:

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Chicago, Illinois 60601



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