

**BEFORE THE ILLINOIS POLLUTION CONTROL BOARD**

<b>SIERRA CLUB</b>	)	
	)	
<b>Complainant,</b>	)	
	)	
<b>v.</b>	)	
	)	
<b>ILLINOIS POWER GENERATING</b>	)	<b>PCB No. 19-78</b>
<b>COMPANY, ILLINOIS POWER</b>	)	<b>(Enforcement – Water)</b>
<b>RESOURCES GENERATING, LLC,</b>	)	
<b>ELECTRIC ENERGY, INC. and VISTRA</b>	)	
<b>ENERGY CORP.</b>	)	
	)	
<b>Respondents.</b>	)	

**NOTICE OF FILING**

To:

Don Brown, Clerk of the Board  
Illinois Pollution Control Board  
James R. Thompson Center  
Suite 11-500  
100 West Randolph  
Chicago, Illinois 60601

Gregory E. Wannier  
Bridget M. Lee  
2101 Webster St., Ste. 1300  
Oakland, CA 94612  
greg.wannier@sierraclub.org  
bridget.lee@sierraclub.org

Faith E. Bugel  
1004 Mohawk  
Wilmette, IL 60091  
fbugel@gmail.com

PLEASE TAKE NOTICE that I have today filed with the Office of the Clerk of the Pollution Control Board an **Unopposed Motion for Extension of Time to File**, copies of which are hereby served upon you.

*/s/ Ryan C. Granholm*  
\_\_\_\_\_  
Ryan C. Granholm

Dated: February 11, 2019

SCHIFF HARDIN LLP  
Daniel J. Deeb (Lead Attorney)  
Joshua R. More  
Ryan C. Granholm  
Caitlin M. Ajax  
233 South Wacker Drive, Suite 7100  
Chicago, Illinois 60606  
Phone: 312-258-5633  
Fax: 312-258-5600  
[rgranholm@schiffhardin.com](mailto:rgranholm@schiffhardin.com)

*Attorneys for Respondents*

**BEFORE THE ILLINOIS POLLUTION CONTROL BOARD**

<b>SIERRA CLUB</b>	)	
	)	
<b>Complainant,</b>	)	
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<b>v.</b>	)	
	)	<b>PCB No. 19-78</b>
<b>ILLINOIS POWER GENERATING</b>	)	<b>(Enforcement – Water)</b>
<b>COMPANY, ILLINOIS POWER</b>	)	
<b>RESOURCES GENERATING, LLC,</b>	)	
<b>ELECTRIC ENERGY, INC., and VISTRA</b>	)	
<b>ENERGY CORP.</b>	)	
	)	
<b>Respondents.</b>	)	

**Unopposed Motion for Extension of Time to File**

NOW COME Respondents Electric Energy, Inc.; Illinois Power Generating Company; Illinois Power Resources Generating, LLC; and Vistra Energy Corp. (collectively, “Respondents”) by their attorneys, Schiff Hardin LLP, and move the Hearing Officer, pursuant to 35 Ill. Admin. Code 101.502 & 101.522, for an extension of time to file an answer. In support of their motion Respondents state as follows:

1. On December 18, 2018, Sierra Club filed its Complaint against Respondents with the Illinois Pollution Control Board (“Board”). Sierra Club’s Certificate of Service indicates it initiated service on three of the four Respondents by U.S. Mail on December 18, 2018 (the “Initial Service”).

2. On January 8, 2019, Sierra Club filed an Updated Service List with the Board, this time including Illinois Power Generating Company, the single respondent omitted from the initial Certificate of Service (the “Supplemental Service”).

3. On January 25, 2019, Sierra Club filed Proof of Service with the Board regarding both the Initial Service and Supplement Service.

4. On February 6, 2019, counsel for Respondents informed counsel for Sierra Club of several objections regarding Sierra Club's Initial Service, Supplemental Service, and Proof of Service. In order to avoid unnecessary motion practice, Respondents have proposed to waive those objections in exchange for additional time to prepare their answer.

5. Sierra Club has agreed and has informed counsel for Respondents that it does not object to this motion.

WHEREFORE, Respondents respectfully request that the Hearing Officer extend their time to answer Sierra Club's Complaint until April 15, 2019.

Dated: February 11, 2019

/s/ Daniel J. Deeb  
Daniel J. Deeb

SCHIFF HARDIN LLP  
Daniel J. Deeb (Lead Attorney)  
Joshua R. More  
Ryan C. Granholm  
Caitlin M. Ajax  
Schiff Hardin LLP  
233 South Wacker Drive, Suite 7100  
Chicago, Illinois 60606  
Phone: 312-258-5500  
Fax: 31-258-5600  
ddeeb@schiffhardin.com

*Attorneys for Respondents*

**CERTIFICATE OF SERVICE**

I, the undersigned, certify that on this 11th day of February, 2019, I have served electronically the attached **UNOPPOSED MOTION FOR EXTENSION OF TIME TO FILE**, upon the following persons by e-mail at the email addresses indicated below:

Don Brown, Clerk of the Board  
Illinois Pollution Control Board  
James R. Thompson Center  
100 West Randolph, Suite 11-500  
Chicago, Illinois 60601  
don.brown@illinois.gov

Gregory E. Wannier  
Bridget M. Lee  
2101 Webster St., Ste. 1300  
Oakland, CA 94612  
greg.wannier@sierraclub.org  
bridget.lee@sierraclub.org

Faith E. Bugel  
1004 Mohawk  
Wilmette, IL 60091  
fbugel@gmail.com

I further certify that my email address is [rgranholm@schiffhardin.com](mailto:rgranholm@schiffhardin.com); the number of pages in the email transmission is 5; and the email transmission took place today before 5:00 p.m.

*/s/ Ryan C. Granholm*  
\_\_\_\_\_  
Ryan C. Granholm

SCHIFF HARDIN LLP  
Daniel J. Deeb (Lead Attorney)  
Joshua R. More  
Ryan C. Granholm  
Caitlin M. Ajax  
233 South Wacker Drive, Suite 7100  
Chicago, Illinois 60606  
Phone: 312-258-5633  
Fax: 312-258-5600  
[rgranholm@schiffhardin.com](mailto:rgranholm@schiffhardin.com)

*Attorneys for Respondents*