BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

AMEREN MISSOURI and PINCKNEYVILLE)	
ENERGY CENTER,)	
Petitioner,)	
v.)	PCB 15-134
ILLINOIS ENVIRONMENTAL PROTECTION AGENCY,)	(CAAPP Permit Appeal - Air)
Respondent.)	

NOTICE OF FILING

To:

Mr. John T. Therriault, Clerk Illinois Pollution Control Board James R. Thompson Center 100 West Randolph, Suite 11-500 Chicago, Illinois 60601 john.therriault@illinois.gov Ms. Carol Webb, Hearing Officer Illinois Pollution Control Board 1021 N. Grand Avenue East Springfield, IL 62794-9274 carol.webb@illinois.gov

Mr. Christopher J. Grant Assistant Attorney General Office of the Attorney General 69 West Washington Street, Suite 1800 Chicago, Illinois 60602 cgrant@atg.state.il.us

PLEASE TAKE NOTICE that I have today filed with the Office of the Clerk of the Pollution Control Board the attached **MOTION FOR VOLUNTARY DISMISSAL**, a copy of which is herewith served upon you.

Respectfully submitted, AMEREN MISSOURI and PINCKNEYVILLE ENERGY CENTER, Petitioners

By:	/s/ Amy Antoniolli_	
Amy Antoniolli		

Dated: February 8, 2016

SCHIFF HARDIN LLP

Attorneys for Ameren Missouri and Pinckneyville Energy Center Joshua R. More Amy Antoniolli Raghav Murali 233 South Wacker Drive, Suite 6600 Chicago, IL 60606 312-258-5500

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ENERGY CENTER,)
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Respondent.)

MOTION FOR VOLUNTARY DISMISSAL

NOW COMES Petitioners, AMEREN MISSOURI and GOOSE CREEK ENERGY CENTER ("Petitioner"), by and through their attorneys, Schiff Hardin LLP, pursuant to 35 Ill. Adm. Code §101.500, and move the Illinois Pollution Control Board ("Board") to dismiss this action. In support of this motion, Petitioners state as follows:

- 1. On January 7, 2015, Petitioners filed an Appeal of CAAPP Permit and Request for Partial Stay ("Petition") requesting review of the Clean Air Act Permit Program (CAAPP) permit issued to Petitioners by the Illinois Environmental Protection Agency ("Respondent" or "Agency") on December 23, 2014 ("CAAPP Permit").
- 2. On January 22, 2015, the Board accepted Petitioners' Petition for hearing.

 Ameren Missouri and Pinckneyville Energy Center v. IEPA, PCB 15-134 (Jan. 22, 2015).
- 3. On February 5, 2015, the Board granted Petitioners' motion to partially stay the CAAPP Permit until the Board takes final action in this matter.
- 4. Petitioners and Respondent resolved the issues related to this appeal, and Respondent as issued a revised permit.
 - 5. Petitioners request that the Board dismiss this matter and close the docket.
 - 6. Counsel for Respondent does not object to this Motion.

WHEREFORE, Petitioners, AMEREN MISSOURI and PINCKNEYVILLE ENERGY

CENTER, respectfully request that the Board dismiss this action and close the docket.

Respectfully submitted,

AMEREN MISSOURI and PINCKNEYVILLE ENERGY CENTER, Petitioners,

By: By: ____/s/ Amy Antoniolli_____ One of their Attorneys

Dated: February 8, 2016

SCHIFF HARDIN LLP

Attorneys for Ameren Missouri and Pinckneyville Energy Center Joshua R. More Amy Antoniolli Raghav Murali 233 South Wacker Drive, Suite 6600 Chicago, IL 60606 312-258-5500 Fax: 312-258-5600

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CERTIFICATE OF SERVICE

I, the undersigned, certify that on this 8th day of February, 2016, I have served electronically the attached **MOTION FOR VOLUNTARY DISMISSAL** upon the following persons:

Mr. John T. Therriault, Clerk Illinois Pollution Control Board James R. Thompson Center 100 West Randolph, Suite 11-500 Chicago, Illinois 60601 john.therriault@illinois.gov Ms. Carol Webb, Hearing Officer Illinois Pollution Control Board 1021 N. Grand Avenue East Springfield, IL 62794-9274 carol.webb@illinois.gov

My e-mail address is <u>aantoniolli@schiffhardin.com</u>; The number of pages in the e-mail transmission is 5. The e-mail transmission took place before 5:00 p.m.

I further certify that I have served a true and correct copy of the attached **MOTION FOR VOLUNTARY DISMISSAL** by first class mail, postage affixed, upon:

Mr. Christopher Grant Assistant Attorney General Office of the Attorney General 69 West Washington Street, Suite 1800 Chicago, Illinois 60602 cgrant@atg.state.il.us

/s/ Amy Antoniolli
Amy Antoniolli

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