

**IN THE APPELLATE COURT OF ILLINOIS
FOR THE FOURTH DISTRICT**

AMERENENERGY MEDINA VALLEY COGEN,)	Petition for Review of
LLC, and UNION ELECTRIC COMPANY, d/b/a)	Final Order of the
AMEREN MISSOURI.)	Illinois Pollution
)	Control Board in its
Petitioners-Appellants,)	Docket No. R2020-019
)	
v.)	
)	
ILLINOIS POLLUTION CONTROL BOARD)	
)	
Respondent-Appellee.)	

NOTICE OF FILING OF PETITION FOR REVIEW

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

Please take notice that on May 26, 2021, AMERENENERGY MEDINA VALLEY COGEN, LLC, and UNION ELECTRIC COMPANY, d/b/a AMEREN MISSOURI, electronically filed in the Appellate Court of Illinois, Fourth District, their Petition for Review of Portions of the Illinois Pollution Control Board’s Regulation 35 Ill. Adm. Code 845, promulgated by a final OPINION AND ORDER entered on April 15, 2021, with an effective date of April 21, 2021, a copy of which is hereby served upon you.

Dated: May 26, 2021

Respectfully submitted,

**AmerenEnergy Medina Valley Cogen, LLC,
and Union Electric Company, d/b/a Ameren
Missouri, Plaintiffs-Appellants.**

BY: /s/ Claire A. Manning
One of Its Attorneys

BROWN, HAY & STEPHENS, LLP

Claire A. Manning, Registration No. 3124724

Garrett L. Kinkelaar, Registration No. 6334441

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Attorneys for Plaintiffs-Appellants

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ILLINOIS POLLUTION CONTROL BOARD)	
)	
Respondent-Appellee.)	

PETITION FOR REVIEW

NOW COME Petitioners-Appellants, AMERENENERGY MEDINA VALLEY COGEN, LLC, and UNION ELECTRIC COMPANY, d/b/a AMEREN MISSOURI, by and through their attorneys, BROWN, HAY & STEPHENS, LLP, pursuant to Sections 29 and 41 of the Illinois Environmental Protection Act, 415 ILCS 5/29 and 5/41, and hereby petition the Illinois Appellate Court, Fourth District, for review of an OPINION AND ORDER of the Illinois Pollution Control Board, entered April 15, 2021, promulgating new regulations at 35 Ill. Adm. Code 845, with an effective date of April 21, 2021.

Petitioner seeks review of (1) the definitions of “Inactive CCR surface impoundment” and “Inactive Closed CCR surface impoundment” in 35 Ill. Adm. Code 840.120; (2) the requirements for closure by removal in 35 Ill. Adm. Code 845.740; and (3) the requirement for groundwater elevation monitoring in 35 Ill. Adm. Code Part 845.650.

Dated: May 26, 2021

Respectfully submitted,

**AmerenEnergy Medina Valley Cogen, LLC,
and Union Electric Company, d/b/a Ameren
Missouri, Plaintiffs-Appellants.**

BY: /s/ Claire A. Manning
One of Its Attorneys

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Attorneys for Plaintiffs-Appellants

CERTIFICATE OF FILING AND SERVICE

The undersigned, an attorney, certifies that on May 26, 2021 the foregoing Notice of Filing and Petition for Review were filed with the Clerk of the Court for the Illinois Appellate Court, Fourth Judicial District, by using the File and Serve Illinois system.

The undersigned also certifies that on May 26, 2021, true and correct copies of the Notice of Filing and Petition for Review were served by email on Respondent at the e-mail addresses listed below.

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

Under penalties as provided by law pursuant to Section 1-109 of the Code of Civil Procedure, the undersigned certifies that the statements set forth in this instrument are true and correct, except as to matters therein stated to be on information and belief and as to such matters the undersigned certifies as aforesaid that she verily believes the same to be true.

BY: /s/ Claire A. Manning

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