

**BEFORE THE ENVIRONMENTAL APPEALS BOARD
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C.**

IN THE MATTER OF:

POWER HOLDINGS OF ILLINOIS, LLC

PERMIT NO. 081801AAF

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PSD APPEAL NO. 09-04

NOTICE OF FILING

TO: Eurika Durr, Clerk
U.S. Environmental Protection Agency
Environmental Appeals Board
Colorado Building
1341 G Street N.W. Suite 600
Washington, D.C. 20005

David C. Bender
McGillivray, Westerberg & Bender LLC
305 S. Paterson Street
Madison, Wisconsin 53703

Robert Kaplan, Regional Counsel
Office of the Regional Counsel
U.S. Environmental Protection Agency
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77 West Jackson Boulevard
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James Gignac
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Patricia F. Sharkey
McGuireWoods, LLP
77 West Wacker Drive
Suite 4100
Chicago, Illinois 60601-1818

PLEASE TAKE NOTICE that I have today sent for filing with the Clerk of the Environmental Appeals Board the State of Illinois' **SUR-REPLY TO PETITION FOR REVIEW**, a copy of which is herewith served upon you.

Respectfully submitted,

LISA MADIGAN
Illinois Attorney General

By: Gerald Karr
Gerald Karr
Assistant Attorney General
Environmental Bureau
69 West Washington Street
Suite 1800
Chicago, Illinois 60602
(312) 814-3369

DATED: April 20, 2010

CERTIFICATE OF SERVICE

I, hereby certify that on the 20th of April, 2010, I did send, by express mail for next-day delivery, the following instruments, **SUR-REPLY TO PETITION FOR REVIEW** to:

Eurika Durr, Clerk
Environmental Appeals Board
U.S. Environmental Appeals Board
1341 G Street N.W. Suite 600
Washington, D.C. 20005

and a true and correct copy of the same foregoing instruments, by First Class Mail with postage thereon and fully paid and deposited into the possession of the United States Postal Service to:

Robert Kaplan, Regional Counsel
Office of the Regional Counsel
U.S. Environmental Protection Agency
Region 5
77 West Jackson Boulevard
Chicago, Illinois 60604-3507

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GERALD T. KARR