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

IN THE MATTER OF:

POWER HOLDINGS OF ILLINOIS, LLC

PSD APPEAL NO. 09-04

<u>Notice</u>

To:

Eurika Durr Clerk of the Board Environmental Appeals Board U.S. Environmental Protection Agency 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 Regional Counsel U.S. Environmental Protection Agency, Region 5 77 W. Jackson Boulevard Chicago, Illinois 60604-3507 John J. Kim Chief Legal Counsel Illinois Environmental Protection Agency 1021 North Grand Avenue East Springfield, Illinois 62794-9276

Matthew Dunn Chief, Environmental Enforcement Division Office of the Attorney General 100 West Randolph Street, 12th Floor Chicago, Illinois 60601

PLEASE TAKE NOTICE that I have today filed with the Clerk of the Environmental Appeals Board an original and five copies of Permittee's Response to Petition for Review on behalf of the Permittee, POWER HOLDINGS OF ILLINOIS, LLC, a copy of which is herewith served upon you.

Respectfully submitted by, Patricia F. Sharkey

On Behalf of Power Holdings of Illinois, LLC

Dated: February 25, 2010

McGuireWoods LLP 77 West Wacker Drive Suite 4100 Chicago, Illinois 60601-1818 (312) 750-8601 Illinois Attorney No. 6181113

Certificate of Service

I hereby certify that on the 25th day of February, 2010, I did send the following document entitled **Permittee's Response to Petition for Review** to the following persons:

Eurika Durr Environmental Appeals Board U.S. Environmental Protection Agency 1341 G Street, N.W. Suite 600 Washington, D.C. 20005 (Via Federal Express, Next Day Delivery)

Robert Kaplan Regional Counsel Office of Regional Counsel U.S. Environmental Protection Agency Region 5 77 W. Jackson Blvd. Chicago, Illinois 60604-3507 (Via U.S. Mail)

David C. Bender McGillivray Westerberg & Bender LLC 305 S. Paterson Street Madison, Wisconsin 53703 (Via U.S. Mail)

Matthew Dunn Chief, Environmental Enforcement Division Office of the Illinois Attorney General 100 West Randolph Street, 12th Floor Chicago, Illinois 60601 (Via U.S. Mail)

John J. Kim Chief Legal Counsel Illinois Environmental Protection Agency 1021 N. Grand Avenue East Springfield, IL 62794-9276 (Via U.S. Mail)

Patricia F. Sharkey By:

McGuireWoods LLP 77 West Wacker Drive Suite 4100 Chicago, Illinois 60601-1818 (312) 750-8601 Illinois Attorney No. 6181113

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