



**pennsylvania**  
DEPARTMENT OF ENVIRONMENTAL  
PROTECTION

December 22, 2015

**CERTIFIED MAIL NO. 7015 1520 0003 1010 4358**

Lackawanna Energy Center LLC  
c/o Mr. Gordy Gray, Development Manager  
1 South Wacker Dr., Suite 1900  
Chicago, IL 60606

Dear Mr. Gray:

Enclosed please find Air Quality Program Plan Approval No. 35-00069A.

I suggest that you carefully read your permit and all special conditions accompanying it, to assure all of these conditions are satisfied. Note that the **expiration date of your plan approval is December 23, 2019**. If construction/modification is not completed prior to this expiration date, please submit an extension application, which can be found at the following website:

<http://www.elibrary.dep.state.pa.us/dsweb/View/Collection-10621>.

Upon completion of construction/modification, submit written notification to the Department of the date that operation is to commence as required under Section B - General Plan Approval Requirements #003 of your Plan Approval.

By copy of this letter, we are informing Jessup Borough and Lackawanna County of the issuance of your permit.

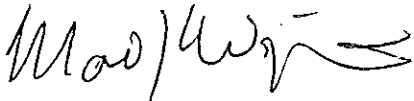
Any person aggrieved by this action may appeal, pursuant to Section 4 of the Environmental Hearing Board Act, 35 P.S. Section 7514, and the Administrative Agency Law, 2 Pa.C.S. Chapter 5A, to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P.O. Box 8457, Harrisburg, PA 17105-8457, 717-787-3483. TDD users may contact the Board through the Pennsylvania Relay Service, 800-654-5984. Appeals must be filed with the Environmental Hearing Board within 30 days of receipt of written notice of this action unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at 717-787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decisional law.

**IF YOU WANT TO CHALLENGE THIS ACTION, YOUR APPEAL MUST REACH THE BOARD WITHIN 30 DAYS. YOU DO NOT NEED A LAWYER TO FILE AN APPEAL WITH THE BOARD.**

**IMPORTANT LEGAL RIGHTS ARE AT STAKE, HOWEVER, SO YOU SHOULD SHOW THIS DOCUMENT TO A LAWYER AT ONCE. IF YOU CANNOT AFFORD A LAWYER, YOU MAY QUALIFY FOR FREE PRO BONO REPRESENTATION. CALL THE SECRETARY TO THE BOARD (717-787-3483) FOR MORE INFORMATION.**

If the Department can be of further assistance, please contact Alan Berardi, PE  
Air Quality Engineer, Air Quality Program at the above telephone number.

Sincerely,

A handwritten signature in black ink, appearing to read "Mark J. Wejkszner". The signature is fluid and cursive, with a long horizontal flourish extending to the right.

Mark J. Wejkszner  
Program Manager  
Air Quality Program

Enclosures

cc: Jessup Borough  
Lackawanna County