

MEMO

Date: December 31, 2009

To: The Record

From: Jim Kohler

Subject: Dynegy Midwest Generation, Inc. - Havana Power Plant Response to EPA Final Report

Dynegy's response to EPA's Final Report consists of additional corrections to the report that were not provided to the EPA in time to be incorporated into the final report. The final report indicated that there were no existing or potential management unit safety deficiencies. As there were no recommendations for the units at this facility, no response letter from Dynegy was required.

FINAL

4.0 SUMMARY OF HISTORY OF CONSTRUCTION AND OPERATION

4.1 SUMMARY OF CONSTRUCTION HISTORY

4.1.1 Original Construction

The East Ash Pond System was designed by and constructed in stages from 1990 to 2003 under the supervision of a registered Professional Engineer, who was employed by the owner/operator of the Havana Power Plant at that time.

According to Dynegy, there was no record of whether or not the North Ash Pond System was designed by, or under the supervision of a registered Professional Engineer.

4.1.2 Significant Changes/Modifications in Design since Original Construction

There have not been any significant changes/modifications in design since original construction at the Havana Power Plant.

4.1.3 Significant Repairs/Rehabilitation since Original Construction

There have not been any significant repairs/rehabilitations since original construction at the Havana Power Plant.

4.2 SUMMARY OF OPERATIONAL HISTORY

4.2.1 Original Operational Procedures

Cell 1 1991, The four cells of the East Ash Pond System were commissioned (started receiving ash) as follows: Cells #2 and 4 in 1997, Cell 3 in 2003.

The North Ash Pond System was commissioned (started receiving ash) in 1947 and, according to Dynegy, has not been expanded since.

4.2.2 Significant Changes in Operational Procedures since Original Startup

None reported by Dynegy.