



**FLORIDA DEPARTMENT OF
ENVIRONMENTAL PROTECTION**
SOUTHEAST DISTRICT OFFICE
400 NORTH CONGRESS AVENUE, 3RD FLOOR
WEST PALM BEACH, FL 33401
561-681-6600

RICK SCOTT
GOVERNOR

CARLOS LOPEZ-CANTERA
LT. GOVERNOR

HERSCHEL T. VINYARD JR.
SECRETARY

Sent by Electronic Mail - Received Receipt Requested
bryan.christjansen@regi.com

Mr. Bryan Christjansen, General Manager
Renewable Energy Group, Inc.
15200 780th Avenue
Albert Lea, MN 56007

DEP File No. 0930109-016-AO
Okeechobee County
Project: Air Operation Permit Transfer

RE: Transfer of an Air Operation Permit 0930109-014-AO Issued August 30, 2012 to LS9 Properties, Inc. and Administratively Corrected by 0930109-015-AO on March 11, 2013 to the new facility owner REG Okeechobee, LLC.

Dear Mr. Christjansen:

We have reviewed your request for transfer of the above permit. Pursuant to that request, the permit is changed as follows:

FROM:

PERMITTEE:

Mr. Pablo Otero, Director Capital Projects
LS9 Properties, Inc.
600 Gateway Blvd.
South San Francisco, CA 94080

TO:

PERMITTEE:

Mr. Bryan Christjansen, General Manager
REG Okeechobee, LLC.
15200 780th Avenue
Albert Lea, MN 56007

This letter must be attached to the original permit and becomes part of that permit. This modification does not alter the expiration date, specific or general conditions, or other requirements of the original permit. A person whose substantial interests are affected by the proposed permitting decision may petition for an administrative hearing in accordance with Sections 120.569 and 120.57, F.S. The petition must contain the information set forth below and must be filed with (received by) the Department's Agency Clerk in the Office of General Counsel of the Department of Environmental Protection at 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, Florida 32399-3000 (Telephone: 850/245-2241). Petitions filed by the applicant or any of the parties listed below must be filed within 14 days of receipt of this

Written Notice of Intent to Issue Air Permit. Petitions filed by any persons other than those entitled to written notice under Section 120.60(3), F.S., must be filed within 14 days of publication of the attached Public Notice or within 14 days of receipt of this Written Notice of Intent to Issue Air Permit, whichever occurs first. Under Section 120.60(3), F.S., however, any person who asked the Permitting Authority for notice of agency action may file a petition within 14 days of receipt of that notice, regardless of the date of publication. A petitioner shall mail a copy of the petition to the applicant at the address indicated above, at the time of filing. The failure of any person to file a petition within the appropriate time period shall constitute a waiver of that person's right to request an administrative determination (hearing) under Sections 120.569 and 120.57, F.S., or to intervene in this proceeding and participate as a party to it. Any subsequent intervention (in a proceeding initiated by another party) will be only at the approval of the presiding officer upon the filing of a motion in compliance with Rule 28-106.205, F.A.C.

A petition that disputes the material facts on which the Permitting Authority's action is based must contain the following information: (a) The name and address of each agency affected and each agency's file or identification number, if known; (b) The name, address, and telephone number of the petitioner; the name, address and telephone number of the petitioner's representative, if any, which shall be the address for service purposes during the course of the proceeding; and an explanation of how the petitioner's substantial interests will be affected by the agency determination; (c) A statement of when and how each petitioner received notice of the agency action or proposed decision; (d) A statement of all disputed issues of material fact. If there are none, the petition must so state; (e) A concise statement of the ultimate facts alleged, including the specific facts the petitioner contends warrant reversal or modification of the agency's proposed action; (f) A statement of the specific rules or statutes the petitioner contends require reversal or modification of the agency's proposed action including an explanation of how the alleged facts relate to the specific rules or statutes; and, (g) A statement of the relief sought by the petitioner, stating precisely the action the petitioner wishes the agency to take with respect to the agency's proposed action. A petition that does not dispute the material facts upon which the Permitting Authority's action is based shall state that no such facts are in dispute and otherwise shall contain the same information as set forth above, as required by Rule 28-106.301, F.A.C.

Because the administrative hearing process is designed to formulate final agency action, the filing of a petition means that the Permitting Authority's final action may be different from the position taken by it in this Written Notice of Intent to Issue Air Permit. Persons whose substantial interests will be affected by any such final decision of the Permitting Authority on the application have the right to petition to become a party to the proceeding, in accordance with the requirements set forth above.

Mediation: Mediation is not available in this proceeding.

If you have questions regarding this modification, you may contact Scott D. Trainor, at 561-681-6629.

Executed in West Palm Beach, Florida.

STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION

Jennifer K. Smith
Assistant Director
Southeast District

Date

JKS/dmp/lch/sdt

CERTIFICATE OF SERVICE

The undersigned duly designated deputy agency clerk hereby certifies that this Transfer of Air Operation Permit was sent by electronic mail (or a link to these documents made available electronically on a publicly accessible server) with received receipt requested before the close of business on _____ to the persons listed below.

Mr. Bryan Christjansen, General Manager Renewable Energy Group, Inc. (bryan.christjansen@regi.com)
Mr. Charles Penner, Director Renewable Energy Group, Inc. (Charles.Penner@REGI.com)
Mr. Gregory Rood, Vice President, LS9 Properties, Inc. (grood@ls9.com)

Clerk Stamp

FILING AND ACKNOWLEDGMENT FILED, on this date, pursuant to Section 120.52(7), Florida Statutes, with the designated agency clerk, receipt of which is hereby acknowledged.

Clerk

Date