


(BART)

[illegible]

Memo

To: Jonathon Holtom, Trina Vielhauer, and OGC File

From: Ronni Moore, Assistant General Counsel. 

Date: February 25, 2009

Re: Progress Energy Florida, Inc. vs. DEP; DEP Permit No. 0170004-017-AC; OGC No. 08-2974

On December 18, 2008, the Department issued a notice of intent to issue air construction permit, number 0170004-017-AC, to Progress Energy Florida, Inc. (Progress Energy) for its facility in Levy County, Florida. Progress Energy requested and was granted an extension of time to file a petition for hearing on the draft permit through March 3, 2009.

On February 24, 2009, Progress Energy filed a withdrawal of its request for extension as the Department and Progress Energy had agreed to the issuance of a final draft permit. There being no further matters to consider, the Department's file in this matter is closed.

Gibson, Victoria

From: Vielhauer, Trina
Sent: Wednesday, February 25, 2009 2:46 PM
To: Gibson, Victoria
Subject: FW: Memo Closing Files for Progress Energy OGC # 08-2974 and 08-2975
Follow Up Flag: Follow up
Flag Status: Red
Attachments: 082974 2-25-09memo closing.pdf; 082975 2-25-09memo closing.pdf

From: Swango, Katie
Sent: Wednesday, February 25, 2009 1:15 PM
To: Holtom, Jonathan; Vielhauer, Trina
Cc: Moore, Ronni
Subject: Memo Closing Files for Progress Energy OGC # 08-2974 and 08-2975

Please find attached the PDF versions of the Memo closing file for the above mentioned cases. Please let me know if you have a problem opening or viewing the above attachments and I will send you another version as soon as possible.

Thanks

Katie Marie Swango

Administrative Assistant for

Rebecca Robinette, Ronni Moore, & Pat Comer

FLORIDA DISCOUNT CARD: More than 3,000 retail pharmacies in Florida are now a part of the Florida Discount Drug Card program. See www.FloridaDiscountDrugCard.com for more info or call toll-free, 1-866-341-8894.

Gibson, Victoria

From: Gibson, Victoria
Sent: Tuesday, February 24, 2009 2:24 PM
To: Vielhauer, Trina
Subject: FW: Withdrawal of Request for Extension of Time - FL Power d/b/a Progress Energy - 0170004-017 & 019 - AC

FYI,

Vickie

From: Moore, Ronni
Sent: Tuesday, February 24, 2009 1:19 PM
To: Holtom, Jonathan
Cc: Gibson, Victoria; Swango, Katie
Subject: RE: Withdrawal of Request for Extension of Time - FL Power d/b/a Progress Energy - 0170004-017 & 019 - AC

Great, as long as you agree with what is in Attachment A and this will be reflected in the permit then we'll close the case here. Thanks! We'll send a closure memo probably tomorrow.

Ronda L. Moore
Assistant General Counsel



Please consider the environment before printing this email.

From: Holtom, Jonathan
Sent: Tuesday, February 24, 2009 1:00 PM
To: Moore, Ronni
Subject: RE: Withdrawal of Request for Extension of Time - FL Power d/b/a Progress Energy - 0170004-017 & 019 - AC

They used the draft Final Determination that I gave them for review. Yes, this is what I have included in the Final Permit package that is ready for Joe's signature. It looks like this one might finally get finished! Well, at least until EPA objects to the BART...

Jon Holtom, P.E., CPM
Title V Program Administrator
Bureau of Air Regulation
(850) 921-9531

From: Moore, Ronni
Sent: Tuesday, February 24, 2009 12:57 PM
To: Holtom, Jonathan
Cc: Gibson, Victoria; Swango, Katie
Subject: FW: Withdrawal of Request for Extension of Time - FL Power d/b/a Progress Energy - 0170004-017 & 019 - AC

Jonathon, are you in agreement with what Attachment A of the attachment states?

Thanks,
Ronni

2/24/2009

Ronda L. Moore
Assistant General Counsel



Please consider the environment before printing this email.

From: Crandall, Lea
Sent: Tuesday, February 24, 2009 12:07 PM
To: Moore, Ronni; Gibson, Victoria; Holtom, Jonathan
Subject: Withdrawal of Request for Extension of Time - FL Power d/b/a Progress Energy - 0170004-017 & 019 - AC

FYI, please see the attached Withdrawal of Request for Extension of Time.

Thanks,
Lea

Lea Crandall
Agency Clerk
Office of General Counsel
3900 Commonwealth Boulevard, MS 35
Tallahassee, FL 32399-3000
Phone: (850) 245-2212
Fax: (850) 245-2303

From: ogc@dep.state.fl.us [mailto:ogc@dep.state.fl.us]
Sent: Tuesday, February 24, 2009 11:56 AM
To: Crandall, Lea
Subject: Message from KMBT_501

**STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION**

In the Matter of an
Application for Permit by:

OGC No. DEP Draft Permit No. PSD-FL-383A
Project No. 017004-017-AC
Project No. 017004-019-AC

**FLORIDA POWER CORPORATION d/b/a
PROGRESS ENERGY FLORIDA, INC.
Crystal River Power Plant
Citrus County, Florida,**

Petitioner.

DEPT OF ENVIRONMENTAL
PROTECTION

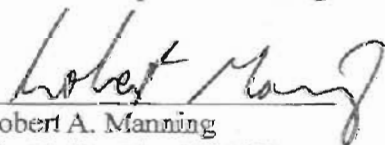
FEB 24 2009

OFFICE OF
GENERAL COUNSEL

**WITHDRAWAL OF
FIRST REQUEST FOR ENLARGEMENT OF TIME**

Pursuant to Sections 120.569 and 120.57, Florida Statutes (F.S.) and Rule 28-106.201, Florida Administrative Code (F.A.C.), Petitioner, Florida Power Corporation dba Progress Energy Florida, Inc. ("Progress Energy") hereby withdraws its previously filed First Request for Enlargement of Time regarding "Draft Permit" (Draft Permit Number PSD-FL-383A, Project Number 0170004-019-AC) and "Revised Draft Permit" (Revised Draft Permit Number 0170004-017-AC), issued by the Florida Department of Environmental Protection (Department) on or about December 19, 2008.

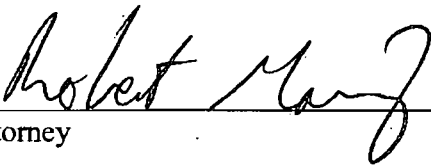
Progress Energy and the Department have agreed on a resolution of the issues involved in the Draft Permit and Revised Draft Permit as set forth in Attachment A. Conditioned upon issuance by the Department of final permits in the form set forth in Attachment A, Progress Energy hereby withdraws its First Request for Enlargement of Time.



Robert A. Manning
Florida Bar No. 0035173
HOPPING GREEN & SAMS, P.A.
123 South Calhoun Street
Tallahassee, Florida 32301
Phone: 850-222-7500
Fax: 850-224-8551
Email: robertm@hgsllaw.com
Attorneys for Petitioner, Progress
Energy Florida, Inc.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by hand delivery to Lea Crandall, Agency Clerk, Jonathan Holtom P.E., Permitting Engineer, Trina Vielhauer, Chief Bureau of Air Regulation, and Jack Chisolm, Deputy General Counsel, Florida Department of Environmental Protection, 3900 Commonwealth Boulevard, Room 559, Tallahassee, Florida 32399-3000, this 24th day of February, 2009.


Attorney

Attachment A

PERMITTEE

Progress Energy Florida

100 Central Avenue CN 77

St. Petersburg, Florida 33701

PERMITTING AUTHORITY

Florida Department of Environmental Protection (Department)
Division of Air Resource Management
Bureau of Air Regulation, Title V Section
2600 Blair Stone Road, MS #5505

Tallahassee, Florida 32399-2400

PROJECT

Air Permit No. 0170004-017-AC

Crystal River Power Plant BART Determination

The purpose of this air construction permit is to satisfy the requirements of Best Available Retrofit Technology (BART) in Rule 62-296.340, Florida Administrative Code (F.A.C.) for the eligible units at the facility identified above. For the existing Crystal River Power Plant, the BART-eligible units are coal-fired Units 1 and 2. The Department of Environmental Protection (Department) reviewed the application and establishes BART emissions standards for particulate matter. The existing facility is located in Citrus County on Power Line Road, West of U.S. Highway 19, in Crystal River, Florida. This permit is issued pursuant to Chapter 403, Florida Statutes.

NOTICE AND PUBLICATION

The Department distributed an Intent to Issue Permit package on December 19, 2008. The applicant published the Public Notice of Intent to Issue in the Citrus County Chronicle on January 14, 2009. The Department received the proof of publication on January 27, 2009. The Department granted an extension of time to file a petition for an administrative hearing on February 13th. The extension of time expires on March 3rd.

COMMENTS

No comments on the Draft Permit were received from the public, the Department's SW District Office, the EPA Region 4 Office or the National Park Service; however, on January 27, 2009, the Department received comments from the applicant. The following summarizes the comments and the Department's response. Revised language added to the permit is indicated by a double underline format.

1. The applicant commented that the excess emissions provisions listed in condition 7 do not recognize the fact that Boilers 1 and 2 meet the definition of existing units contained in Rule 62-210.700(2), F.A.C. and has requested that condition 7 be revised accordingly. This provision is already contained within the Title V permit and it was not intended for this permit to alter that provision. However, at the applicant's request for clarity, condition 7 is revised as follows:

7. Excess Emissions Allowed. Unless otherwise specified by permit, excess emissions resulting from startup, shutdown or malfunction of any emissions unit shall be permitted providing (1) best operational practices to minimize emissions are adhered to and (2) the duration of excess emissions shall be minimized but in no case exceed two hours in any 24-hour period unless specifically authorized by the Department for longer duration.

Excess emissions from existing fossil fuel steam generators resulting from startup or shutdown shall be permitted provided that best operational practices to minimize emissions are adhered to and the duration of excess emissions shall be minimized.

[Rules 62-210.700(1) & (2), F.A.C.]

CONCLUSION

The final action of the Department is to issue the permit with the minor revisions, corrections, and clarifications as described above.

Attachment A (continued)

PERMITTEE

Progress Energy Florida

100 Central Avenue CN 77

St. Petersburg, Florida 33701

PERMITTING AUTHORITY

Florida Department of Environmental Protection (Department)
Division of Air Resource Management
Bureau of Air Regulation, Title V Section
2600 Blair Stone Road, MS #5505

Tallahassee, Florida 32399-2400

PROJECT

Air Permit No. 0170004-019-AC / PSD-FL-383A

Crystal River Power Plant Units 4 and 5, Pollution Controls Project Revisions

The purpose of this air construction permit is to revise permit No. 0170004-016-AC / PSD-FL-383 to require the operation of the scrubber and the selective catalytic reduction systems that were authorized to be built by that permit. In addition, the NO_x limit is being reduced to reflect the emission reductions achievable by the required continuous operation of the new low-NO_x burners and new SCR systems. The existing facility is located in Citrus County on Power Line Road, West of U.S. Highway 19, in Crystal River, Florida. This permit is issued pursuant to Chapter 403, Florida Statutes.

NOTICE AND PUBLICATION

The Department distributed an Intent to Issue Permit package on December 19, 2008. The applicant published the Public Notice of Intent to Issue in the Citrus County Chronicle on January 14, 2009. The Department received the proof of publication on January 27, 2009. The Department granted an extension of time to file a petition for an administrative hearing on February 13th. The extension of time expires on March 3rd.

COMMENTS

No comments on the draft permit were received from the public, the Department's SW District Office, the EPA Region 4 Office or the National Park Service; however, on January 27, 2009, the Department received comments from the applicant. The following summarizes the comments and the Department's response. Revised language in the permit is indicated by a double underline format for additions and by a ~~strike-through~~ format for deletions.

2. The applicant commented that permit No. 0170004-016-AC / PSD-FL-383 recognized that there are operational scenarios (such as start up, shut down and low-load operations) where the synthetic catalytic reduction (SCR) system must be bypassed; however, this permit isn't as clear that those periods are still allowed. To clarify that this permit did not intend to remove the SCR bypass provisions, condition 2 (which revised the Facility and Project Description section of permit No.

0170004-016-AC / PSD-FL-38) is changed as indicated by the bolded text:

2. The second paragraph of the FACILITY AND PROJECT DESCRIPTION section is changed as follows:

~~To provide full flexibility in implementing the federal cap and trade program for nitrogen oxides (NO_x) and sulfur dioxide (SO₂) under the Clean Air Interstate Rule (CAIR) and the Clean Air Mercury Rule (CAMR), the permittee elects to install. Due to the Environmental Protection Agency's revised 8-hour ozone standard, the permittee shall install and continuously operate new low-NO_x burners, new selective catalytic reduction systems, new flue gas desulfurization systems, and new stack configurations for existing Units 4 and 5, except for designed periods of SCR bypass as specified in condition 2.b. Because CAIR and CAMR afford the flexibility to evaluate market conditions to determine whether it will install controls, operate existing controls, or purchase allowances generated by other plants, the Department does not require the installation of this equipment nor its operation. However, other changes requested by the permittee. The installation and use of these control devices require a demonstration of continuous compliance with new standards for NO_x and SO₂.~~

3. The applicant also requested that it be clarified that the new nitrogen oxide (NO_x) and sulfur dioxide (SO₂) limits are intended to apply per unit, rather than collectively. Condition 4 (which made changes to condition 9 of permit No. 0170004-016-AC / PSD-FL-383) already states that "emissions from Units 4 and 5 each shall not exceed...". In order to make it clearer that the limits apply to each unit, condition 9 of permit No. 0170004-016-AC / PSD-FL-383 is further changed in condition 4 as indicated by the bolded text:

4. Section 3, conditions 9.a. and b. are changed:

9. Standards Based on CEMS: Including the emissions from the CBO unit, emissions from Units 4 and 5 each shall not exceed the following standards based on data collected by the CEMS.

- a. NO_x Emissions: As determined by CEMS data, NO_x emissions shall not exceed 0.47 lb/MMBtu of heat input 2,085 tons per year per unit based on a 12-month rolling average for all periods of operation including startup, shutdown and malfunction. [Application No. 0170004-016-AC; Rules 62-4.070(3), 62-4.080 and 62-212.400(12), F.A.C.]
- b. SO₂ Emissions: As determined by CEMS data, SO₂ emissions shall not exceed 0.27 lb/MMBtu of heat input based on a 30-day rolling average for all periods of operation including startup, shutdown and malfunction. As determined by CEMS data, SO₂ emissions shall not exceed 1,944.0 lb/hour per unit based on a 24-hour block average excluding startup, shutdown and malfunction of the FGD system. [Application No. 0170004-016-AC; Rules 62-4.070(3), 62-4.080 and 62-212.400(12), F.A.C.]

CONCLUSION

The final action of the Department is to issue the final air construction permit with the minor revisions, corrections, and clarifications as described above.

Gibson, Victoria

From: Crandall, Lea
Sent: Tuesday, February 24, 2009 12:07 PM
To: Moore, Ronni; Gibson, Victoria; Holtom, Jonathan
Subject: Withdrawal of Request for Extension of Time - FL Power d/b/a Progress Energy - 0170004-017 & 019 - AC
Attachments: SKMBT_50109022411560.pdf

FYI, please see the attached Withdrawal of Request for Extension of Time.

Thanks,
Lea

Lea Crandall
Agency Clerk
Office of General Counsel
3900 Commonwealth Boulevard, MS 35
Tallahassee, FL 32399-3000
Phone: (850) 245-2212
Fax: (850) 245-2303

From: ogc@dep.state.fl.us [mailto:ogc@dep.state.fl.us]
Sent: Tuesday, February 24, 2009 11:56 AM
To: Crandall, Lea
Subject: Message from KMBT_501

STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION

PROGRESS ENERGY FLORIDA, INC.,

Petitioner,

vs.

STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION,

Respondent.

OGC No. 08-2974

DEP Permit No. 0170004-017-AC

OGC No. 08-2975

DEP Permit No. 0170004-019-AC/
PSD-FL-383A

**ORDER GRANTING FIRST REQUEST FOR
EXTENSION OF TIME TO FILE PETITION FOR HEARING**

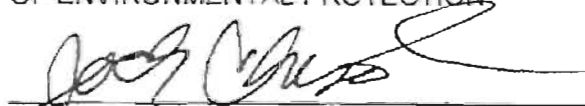
This cause has come before the State of Florida Department of Environmental Protection (Department) upon receipt of a request made by Petitioner, Progress Energy Florida, Inc. (Petitioner), to grant an extension of time to file a petition for administrative hearing to allow time to discuss with the Department several specific permit conditions for its facility in Citrus County, Florida. Because the request shows good cause for the extension of time,

IT IS ORDERED:

The request for an extension of time to file a petition for administrative hearing is GRANTED. Petitioner shall have until **March 3, 2009**, to file a petition in this matter. Filing shall be complete upon receipt by the Office of General Counsel, Department of Environmental Protection, 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000.

DONE AND ORDERED on this 13 day of February, 2009, in Tallahassee, Florida.

STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION


JACK CHISOLM, Deputy General Counsel
3900 Commonwealth Boulevard - MS 35
Tallahassee, Florida 32399-3000
850/245-2242 facsimile 850/245-2302

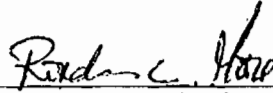
CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing, Order Granting First Request for Extension of Time to File Petition for Hearing, was furnished via facsimile only on this 18th day of February, 2009, to:

Brenda Brickhouse
Director of Environmental Services
Progress Energy Florida, Inc.
299 First Avenue North
St. Petersburg, Florida 33701

Facsimile 727/820-5229

STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION



RONDA L. MOORE, Assistant General Counsel
3900 Commonwealth Boulevard - MS 35
Tallahassee, Florida 32399-3000
850/245-2193 facsimile 850/245-2302
Florida Bar No. 0676411

cc via electronic mail:

Trina Vielhauer - FDEP BAR Trina.Vielhauer@dep.state.fl.us
Jonathan Holtom - FDEP BAR Jonathan.Holtom@dep.state.fl.us

Gibson, Victoria

From: Vielhauer, Trina
Sent: Tuesday, February 17, 2009 8:40 AM
To: Gibson, Victoria
Subject: FW: Progress Energy Florida, Inc. OGC # 08-2974 and 08-2975 Order Granting Extension
Attachments: 082974 082975 2-16-09.pdf

From: Swango, Katie
Sent: Monday, February 16, 2009 11:06 AM
To: Vielhauer, Trina; Holtom, Jonathan
Cc: Moore, Ronni
Subject: Progress Energy Florida, Inc. OGC # 08-2974 and 08-2975 Order Granting Extension

Please find attached the PDF version of the Order Granting the first request for Extension of Time for the above referenced cases. Please let me know if you have a problem opening or viewing the above attachment and I will send you another version as soon as possible.

Thanks

Katie Marie Swango
Administrative Assistant for
Rebecca Robinette, Ronni Moore, & Pat Comer

FLORIDA DISCOUNT CARD: More than 3,000 retail pharmacies in Florida are now a part of the Florida Discount Drug Card program. See www.FloridaDiscountDrugCard.com for more info or call toll-free, 1-866-341-8894.

2/17/2009

RECEIVED

DEC 31 2008

THE STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION

BUREAU OF AIR REGULATION

In the Matter of an
Application for Permit by:

OGC No.
FDEP Draft Permit No. PSD-FL-383A
Project No. 0170004-017-AC **BART**
Project No. 0170004-019-AC

Progress Energy Florida, Inc.
Crystal River Power Plant
Citrus County, Florida

FIRST REQUEST FOR ENLARGEMENT OF TIME

By and through undersigned representative, Progress Energy Florida, Inc. (Progress Energy) hereby requests, pursuant to Florida Administrative Code Rule 62-110.106(4), an enlargement of time, to and including March 03, 2009, in which to file a Petition for Administrative Proceedings in the above-styled matter. As good cause for granting this request, Progress Energy states the following:

1. On or about December 19, 2008, Progress Energy received from the Department of Environmental Protection ("Department") an "Intent to Issue Air Permit" and accompanying "Draft Permit" (Draft Permit No. PSD-FL-383A, Project No. 0170004-019-AC) and Technical Evaluation and Preliminary Determination for Units 4 and 5 Pollution Controls Project Revisions for the Crystal River Power Plant, which is located on Power Line Road, West of U.S. Highway 19, in Crystal River, Citrus County, Florida.

2. On or about December 19, 2008, Progress Energy received from the Department of Environmental Protection ("Department") an "Intent to Issue Air Permit" and accompanying "Revised Draft Permit" (Revised Draft Permit No. 0170004-017-AC) and Technical Evaluation and Preliminary Determination for the BART Project for the Crystal River Power Plant, which is located on Power Line Road, West of U.S. Highway 19, in Crystal River, Citrus County, Florida.

3. Based on Progress Energy's initial review, the Draft Permit No. 0170004-019-AC and associated documents contain provisions that may warrant clarification or corrections.

4. Based on Progress Energy's initial review, the Revised Draft Permit No. 0170004-017-AC and associated documents contain provisions that may warrant clarification or corrections.

3. This request is filed simply as a protective measure to avoid waiver of Progress Energy's right to challenge certain conditions contained in the Draft Permit, in the event resolution cannot be reached. Grant of this request will not prejudice either party, but will further their mutual interest and hopefully avoid the need to file a Petition and proceed to a formal administrative hearing.

WHEREFORE, Progress Energy respectfully requests that the time for filing of a Petition for Administrative Proceedings in regard to the Department's Intent to Issue Air Permit No. PSD-FL-383A (Project Nos. 0170004-017-AC and 0170004-019-AC) be formally extended to and including March 03, 2009.

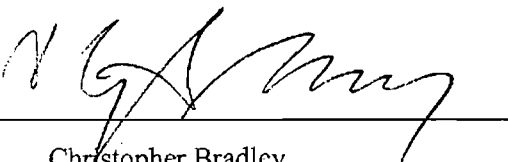
RESPECTFULLY SUBMITTED this 31st day of December, 2008.

By: 

Brenda Brickhouse
Director of Environmental Services
Progress Energy Florida, Inc.
299 First Avenue North
St. Petersburg, Florida 33701
(727) 820-5153
(727) 820-5229 Facsimile

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by facsimile to Lea Crandall, Agency Clerk, Office of General Counsel (Fax No. 850- 245-2303), Florida Department of Environmental Protection, 3900 Commonwealth Boulevard, Room 659, Tallahassee, Florida 32399-3000; and Trina Vielhauer, Florida Department of Environmental Protection, Division of Air Resource Management (Fax No. 850-922-6979), 111 S. Magnolia Drive, Suite 23, Tallahassee, Florida 32399, this 31st day of December, 2008.

A handwritten signature in black ink, appearing to read "C. Bradley", is written over a horizontal line.

Christopher Bradley
Environmental Specialist
Progress Energy Florida, Inc.

Gibson, Victoria

From: Vielhauer, Trina
Sent: Tuesday, January 06, 2009 11:35 AM
To: Moore, Ronni; Holtom, Jonathan
Cc: Walker, Elizabeth (AIR); Gibson, Victoria; Swango, Katie
Subject: RE: Question on how we issued this intent
Follow Up Flag: Follow up
Flag Status: Red

I think we need to deny the request on the BART permit. Give them end of January on the other.

From: Moore, Ronni
Sent: Monday, January 05, 2009 11:34 AM
To: Holtom, Jonathan
Cc: Vielhauer, Trina; Walker, Elizabeth (AIR); Gibson, Victoria; Swango, Katie
Subject: RE: Question on how we issued this intent

Morning!

Attached is Progress Energy's request for extension that OGC received, which I imagine is the same one faxed as referenced below. Please let me know what you would like to do regarding this request? I see the intent contained two permits and the request here is for the two as well. Would you like the extensions of time to end together? Is March 3rd a reasonable request?

Thanks,
Ronni

Ronda L. Moore
Assistant General Counsel



Please consider the environment before printing this email.

From: Walker, Elizabeth (AIR)
Sent: Wednesday, December 31, 2008 4:05 PM
To: Gibson, Victoria; Moore, Ronni
Cc: Vielhauer, Trina
Subject: RE: Question on how we issued this intent

FYI – I just checked the fax machine and it looks like they faxed a "First Request for Enlargement of Time" for this project. I put it on Vickie's desk.

Elizabeth Walker
 Bureau of Air Regulation
 Division of Air Resource Management (DARM)
 (850)921-9505

1/7/2009

From: Gibson, Victoria
Sent: Wednesday, December 31, 2008 2:27 PM
To: Moore, Ronni
Cc: Vielhauer, Trina; Walker, Elizabeth (AIR)
Subject: FW: Question on how we issued this intent

Sorry, attached is the permit ID, etc.

Vickie

From: Moore, Ronni
Sent: Wednesday, December 31, 2008 2:12 PM
To: Gibson, Victoria
Cc: Vielhauer, Trina
Subject: Question on how we issued this intent

Afternoon,

I received a call from Chris Bradley with Progress Energy (PE) regarding the receipt of this intent attached. He is unsure of how many days PE has to file a req for ext of time on the intent. I was checking with you to see how we issued the intent – whether via email to Cumbie or certified mail, etc.

Thanks,
Ronni

Ronda L. Moore
Assistant General Counsel
Florida Department of Environmental Protection
3900 Commonwealth Blvd., MS 35
Tallahassee, FL 32399-3000
Phone: 850.245.2193
Fax: 850.245.2302
ronni.moore@dep.state.fl.us



Please consider the environment before printing this email.

Gibson, Victoria

From: Moore, Ronni
Sent: Wednesday, December 31, 2008 4:10 PM
To: Walker, Elizabeth (AIR); Gibson, Victoria
Cc: Vielhauer, Trina
Subject: RE: Question on how we issued this intent

Thank you, Elizabeth.

Ronda L. Moore
Assistant General Counsel



Please consider the environment before printing this email.

From: Walker, Elizabeth (AIR)
Sent: Wednesday, December 31, 2008 3:36 PM
To: Gibson, Victoria; Moore, Ronni
Cc: Vielhauer, Trina
Subject: RE: Question on how we issued this intent

The intent for this project was sent via e-mail on 12/19/08 to the following recipients:

To: Bernie.Cumbie@pgnmail.com
Cc: dave.kellermeyer@northernstargen.com; sosbourn@golder.com; Zhang-Torres; forney.kathleen@epa.gov; oquedo.ana@epa.gov; Dee_Morse@nps.gov; Walker, Elizabeth (AIR); Holtom, Jonathan; Gibson, Victoria; Vielhauer, Trina

I should note that Sylvia received an e-mail on 12/23/08 from a PE employee, Cynthia Wilkinson, who was not on the Certificate of Service List for this project, but told Sylvia that Bernie Cumbie was no longer the Plant Manager for the Crystal River Plant and that Larry Hatcher is the appropriate contact. She also had a little trouble accessing the documents, but we are not sure who forwarded her the e-mail. Sylvia has not received any receipt confirmation from Bernie Cumbie – he was the only Progress energy employee on the e-mail notification.

We've passed the new contact information along to Al and Jonathan. I hope this helps!

Elizabeth Walker
Bureau of Air Regulation
Division of Air Resource Management (DARM)
(850)921-9505

From: Gibson, Victoria
Sent: Wednesday, December 31, 2008 2:27 PM
To: Moore, Ronni
Cc: Vielhauer, Trina; Walker, Elizabeth (AIR)
Subject: FW: Question on how we issued this intent

Sorry, attached is the permit ID, etc.

1/5/2009

Vickie

From: Moore, Ronni
Sent: Wednesday, December 31, 2008 2:12 PM
To: Gibson, Victoria
Cc: Vielhauer, Trina
Subject: Question on how we issued this intent

Afternoon,

I received a call from Chris Bradley with Progress Energy (PE) regarding the receipt of this intent attached. He is unsure of how many days PE has to file a req for ext of time on the intent. I was checking with you to see how we issued the intent – whether via email to Cumbie or certified mail, etc.

Thanks,
Ronni

Ronda L. Moore
Assistant General Counsel
Florida Department of Environmental Protection
3900 Commonwealth Blvd., MS 35
Tallahassee, FL 32399-3000
Phone: 850.245.2193
Fax: 850.245.2302
ronni.moore@dep.state.fl.us



Please consider the environment before printing this email.

Gibson, Victoria

From: Crandall, Lea
Sent: Monday, January 05, 2009 11:46 AM
To: Chisolm, Jack; Brown, Lisa L.; Moore, Ronni; Gibson, Victoria; Holtom, Jonathan
Subject: Request for an Enlargement of Time rec'd. - 0170004-017-AC & 0170004-019-AC - Progress Energy (Crystal River Power Plant)
Attachments: CR BART - 4&5 Request for Time Extension.pdf

FYI, a Request for an Enlargement of Time was rec'd. on 12/31/08 re: 0170004-017-AC & 0170004-019-AC - Progress Energy (Crystal River Power Plant).

Thanks,
Lea

Lea Crandall
Agency Clerk
Office of General Counsel
3900 Commonwealth Boulevard, MS 35
Tallahassee, FL 32399-3000
Phone: (850) 245-2212
Fax: (850) 245-2303

From: Bradley, Chris [mailto:Chris.Bradley@pgnmail.com]
Sent: Wednesday, December 31, 2008 3:32 PM
To: Crandall, Lea
Cc: McDaniel, Kim
Subject: Crystal River Draft Permits - Request for an Enlargement of Time

Ms. Crandall –

At the instruction of Ronda Moore Assistant General Counsel, I have faxed the attached document to (850) 245-230.

Please contact me if you have any questions.

Best regards,

Chris Bradley
Sr. Environmental Specialist
Technical Services/EHSS Section-POG
Progress Energy Florida, Inc.
Telephone: 727.820.5962
Vnet No: 230.5962
Cell: 727.409.2477
Fax: 727.820.5229
E-mail: Chris.Bradley@pgnmail.com

OGC Number	2974	09	AC	District	SOUTHWEST	County	CITRUS
Style of Case	PROGRESS ENERGY FLORIDA, INC. (CRYSTAL RIVER POWER PLANT) VS. DEP						
Program Area	AIR CONSTRUCT			Mode	PERMITTING		
Lead Attorney	RONNI	L	MOORE	Status	OPEN		
Forum Name				Forum Case Number			
Permit Appl	0170004-017-AC			Final Order Number			

Date	Code	Activity Description
12/31/2008	AA	ASSIGNED TO LEAD ATTORNEY JACK J CHISOLM
12/31/2008	ACO	ADMIN. CASE OPENED IN OGC
12/31/2008	REX1	RECEIVED FIRST REQUEST FOR EXTENSION OF TIME
01/09/2009	AR	RE-ASSIGNED TO LEAD ATTORNEY RONNIE L MOORE
02/13/2009		SENT OUT ORDER GRANTING FIRST REQUEST
03/03/2009	EXP1	FIRST EXTENSION EXPIRES TODAY

BART