

Progress Energy Florida -- Crystal River Power Plant

0170004-013-AC

OGC # 06-2194

(Jeff)

2006								
20-Oct		Received Request for an extension of time						
23-Oct		case opened in OGC						
24-Oct		Jeff told Pat to grant their request for 30 days						
		OGC issued the order granting the extension of time through 11/27/06						
		updated book, list, notes and Outlook						
20-Nov		one week notice to Jeff						
21-Nov		Received by hand delv the 2nd request for an extension of time						
		FYI to Lea, Valerie and Jeff requested time through January 31, 2007						
		Expires on November 27th						
28-Nov		OGC issued the order to grant the request for an extension of time today						
		updated the book, list, notes and Outlook						
2007								
25-Jan		one week notice to Jeff						
		Expires on January 31, 2007						
2-Feb		note to Valerie in OGC to see if any further requests have been received						
15-Feb		get with Jeff on the status of this permit; if final when so I can close the OGC case						
13-Mar		Case Closed in OGC						

Gibson, Victoria

From: Miskelley, Valerie
Sent: Tuesday, March 13, 2007 1:49 PM
To: Gibson, Victoria
Subject: RE: Would you look at these items for me?

the mosaic case we did an order denying request for extension of time and dismissing petition with leave to amend...i put it in jack's box last week...but it has to get routed to the general counsel so it may be a few more days before it gets back to me to be sent out...as soon as that happens i will email you a copy of the order...

the **progress energy case**...according to the website this permit was final on 3/2/07...i have closed the case in lct.

let me know if there are any other cases that might have fallen through the cracks...

valerie

-----Original Message-----

From: Gibson, Victoria
Sent: Tuesday, March 13, 2007 12:58 PM
To: Miskelley, Valerie
Subject: Would you look at these items for me?

1050053-042-AV OGC # 06-2320 Mosaic Fertilizer *Green Bay* the District was denying.....did the denial ever go out?

0170004-013-AC OGC # 06-2194 **Progress Energy Crystal River** Could we close this case? ...Last extension expired on Jan 31

That is all I have for you.

Thanks.

Vickie

Victoria Gibson, Administrative Secretary for
Trina Vielhauer, Chief
Bureau of Air Regulation
Department of Air Resource Management
victoria.gibson@dep.state.fl.us
850-921-9504 fax 850-921-9533

Gibson, Victoria

From: Koerner, Jeff
Sent: Thursday, February 15, 2007 11:42 AM
To: Gibson, Victoria
Subject: Project No. 0170004-013-AC - Crystal River SCR Project

Attachments: Document.pdf



Document.pdf (1 MB)

Vickie,

We issued a "revised draft" and Progress Energy provided a PDF version of the affidavit of publication (attached). It looks like it was published on February 2nd. The 14-day comment period should end tomorrow.

Jeff

Hi,

Where do we stand on this permit; has it been issued as final yet....if so when and I will ask OGC to close this case.

Thanks.

Vickie

Victoria Gibson, Administrative Secretary for Trina Vielhauer, Chief Bureau of Air Regulation Department of Air Resource Management victoria.gibson@dep.state.fl.us
850-921-9504 fax 850-921-9533

-----Original Message-----

From: Meyer, Dave [mailto:Dave.Meyer@pgnmail.com]
Sent: Thursday, February 08, 2007 11:57 AM
To: Koerner, Jeff
Cc: Hunter, John J (Jamie); sosbourn@golder.com
Subject: Affidavit of Publication

Hi Jeff,

I am having trouble getting the affidavit of publication for the SCR permit at Crystal River within the 7 day time frame. As indicated in the attachment, the public notice was published on February 02, 2007. I've attached a scanned image of a faxed copy of the affidavit of publication. I will forward on the original affidavit of publication as soon as I receive it.

If you have any questions please feel free to contact me. Best
regards, Dave 727 820 5295

CITRUS PUBLISHING, INC.
CITRUS COUNTY CHRONICLE
1624 N. MEADOWCREST BLVD.
CRYSTAL RIVER, FL 34429

FACSIMILE TRANSMITTAL SHEET

TO: <i>Dane Myer</i>	FROM: <i>Amanda - Legal Ads</i>
COMPANY: <i>Progress Energy</i>	DATE: <i>February 8th, 2006</i>
FAX NUMBER: <i>(727) 820-5229</i>	TOTAL NO. OF PAGES INCLUDING COVER: <i>5</i>
PHONE NUMBER: <i>(727) 820-5295</i>	SENDER'S PHONE NUMBER: <i>352-563-3266 & 888-852-2340 X266</i>
RE: <i>Proof of Publication</i>	SENDER'S FAX NUMBER: <i>352-564-0115</i>

☐ URGENT☒ FOR REVIEW☐ PLEASE COMMENT☐ PLEASE REPLY

NOTES/COMMENTS:

*Dane - attached is
the proof of Publication
Requested. Will Fed Ex
this to you as well. The
other one mailed out on
Monday should be there
soon. Apologies for the
inconvenience.



CITRUS COUNTY CHRONICLE

[illegible]

994-0203 PCBH
PUBLIC NOTICE OF INTENT TO ISSUE AIR PERMIT
PUBLIC NOTICE

PUBLIC NOTICE OF INTENT TO ISSUE AIR PERMIT

Public Notice to be Published in the Newspaper
Florida Department of Environmental Protection
Draft Air Permit No. 0170004-013-AC
Progress Energy Florida, Inc. - Crystal River Power Plant
Citrus County, Florida
Applicant: The applicant for this project is Progress Energy Florida, Inc. The applicant's authorized representative is Bernie Cumbie, the Plant Manager, and the mailing address is 100 Central Ave., CN77, St. Petersburg, FL 33701.
Facility Location: Progress Energy Florida, Inc. operates the Crystal River Power Plant, which is located north of Crystal River and west of U.S. 19 in Citrus County, Florida.

Project: The plant proposes to install selective catalytic reduction (SCR) systems and alkali injection systems on existing Units 4 and 5 at the Crystal River Power Plant. Installation of the alkali injection systems is required to ensure that the SCR project will not result in an increase of sulfuric acid mist emissions above the PSD-significant emission rate of 7 tons per year. The applicant elects to install the SCR systems to provide the flexibility in implementing the federal acid and trade program for nitrogen oxides (NOx) under the Clean Air Interstate Rule (CAIR). Because CAIR affords a regulated facility 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. Additional details can be provided by the Permitting Authority at the address listed below.

Permitting Authority: Applications for air construction permits are subject to review in accordance with the provisions of Chapter 403, Florida Statutes (F.S.) and Chapters 62-4, 62-210, and 62-212 of the Florida Administrative Code (F.A.C.). The proposed project is not exempt from all permitting requirements and an air permit is required to perform the proposed work. The Bureau of Air Regulation is the Permitting Authority responsible for making a permit determination for this project. The Permitting Authority's physical address is: 111 South Magnolia Drive, Suite #4, Tallahassee, Florida. The Permitting Authority's mailing address is: 2600 Blair Stone Road, MS #5006, Tallahassee, Florida 32399-2600. The Permitting Authority's telephone number is 904/488-0114.

Project File: A complete project file is available for public inspection during the normal business hours of 8:00 a.m. to 5:00 p.m., Monday through Friday (except legal holidays), at the address indicated above for the Permitting Authority. The complete project file includes the Draft Permit, the Technical Evaluation and Preliminary Determination, the application, and the information submitted by the applicant, exclusive of confidential records under Section 403.111, F.S. interested persons

Page 2 of 3 02/08/2007 09:39:07

Order Number	:	12517723	Ad Number	:	12555449
PO Number	:	c.river power plant	Ad Key	:	
Customer	:	12441746 Progress Energy Corporation	Salesperson	:	
Contact	:	Dave Meyer	Publication	:	Chronicle Legals
Address1	:	299 Frist Avenue North	Section	:	Legals
Address2	:	PEF 903	Sub Section	:	Legals
City St Zip	:	St. Petersburg FL 33701	Category	:	995 1 Time Ads
Phone	:	(727) 820-5295	Dates Run	:	02/02/2007-02/02/2007
Fax	:	(727) 820-5229	Days	:	1
Credit Card	:		Size	:	2 x 14.58, 162 lines
Printed By	:	Amanda O Kelley	Words	:	1260
Entered By	:	Amanda O Kelley	Ad Rate	:	CHRL
			Ad Price	:	125.97
			Amount Paid	:	125.97
			Amount Due	:	-0.00
Keywords	:	894-0202 FCN PUBLIC NOTICE OF INTENT TO ISSUE AIR			
Notes	:				
Zones	:				

may contact the Permitting Authority's project review engineer for additional information at the address or phone number listed above.

Notice of Intent to Issue Air Permit: The Permitting Authority gives notice of its intent to issue an air permit to the applicant for the project described above. The applicant has provided reasonable assurance that operation of proposed equipment will not adversely impact air quality and that the project will comply with all appropriate provisions of Chapters 62-4, 62-204, 62-210, 62-212, 62-295, and 62-297, F.A.C. The Permitting Authority will issue a Final Permit in accordance with the conditions of the proposed Draft Permit unless a timely petition for an administrative hearing is filed under Sections 120.569 and 120.57, F.S. or unless public comment received in accordance with this notice results in a different decision or a significant change of terms or conditions.

Comments: The Permitting Authority will accept written comments concerning the proposed Draft Permit for a period of fourteen (14) days from the date of publication of this Public Notice. Written comments must be provided to the Permitting Authority at the above address. Any written comments filed will be made available for public inspection. If written comments received result in a significant change to the Draft Permit, the Permitting Authority shall revise the Draft Permit and require, if applicable, another Public Notice.

Petitions: 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 at the Department of Environmental Protection at 3900 Commonwealth Boulevard, Mail Station #38, Tallahassee, Florida 32399-3000 (Telephone: 850/246-2241; Fax: 850/245-2303). Petitions filed by any persons other than those entitled to written notice under Section 120.60(3), F.S. must be filed within fourteen (14) days of publication of this Public Notice or receipt of a written notice, 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 fourteen (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 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

Page	:	3 of 3	02/08/2007 09:39:07	Ad Number	:	12555449
Order Number	:	12517723		Ad Key	:	
PO Number	:	c.river power plant		Salesperson	:	
Customer	:	12441746 Progress Energy Corporation		Publication	:	Chronicle Legals
Contact	:	Dave Meyer		Section	:	Legals
Address1	:	299 Frist Avenue North		Sub Section	:	Legals
Address2	:	PEF 903		Category	:	995 1 Time Ads
City St Zip	:	St. Petersburg FL 33701		Dates Run	:	02/02/2007-02/02/2007
Phone	:	(727) 820-5295		Days	:	1
Fax	:	(727) 820-5229		Size	:	2 x 14.58, 162 lines
Credit Card	:			Words	:	1250
Printed By	:	Amanda O Kelley		Ad Rate	:	CHRL
Entered By	:	Amanda O Kelley		Ad Price	:	125.97
				Amount Paid	:	125.97
				Amount Due	:	-0.00
Keywords	:	894-0202 FCRN PUBLIC NOTICE OF INTENT TO ISSUE AIR				
Notes	:					
Zones	:					

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 rights will be affected by the agency determination; (c) A statement of how and when the petitioner received notice of the agency action or proposed action; (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; 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 Public 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 for this proceeding.

Published one (1) time in the Citrus County Chronicle, February 2, 2007.

STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION

PROGRESS ENERGY FLORIDA, INC. –
CRYSTAL RIVER POWER PLANT,

Petitioner,

v.

OGC No. 06-2194

DEP Permit No. 0170004-013-AC

DEPARTMENT OF ENVIRONMENTAL
PROTECTION,

Respondent.

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

This cause has come before the Florida Department of Environmental Protection (FDEP) upon receipt of a second request made by Petitioner, Progress Energy Florida, Inc., to grant an additional extension of time to file a petition for administrative hearing challenging the Intent to Issue DEP Permit No. 0170004-013-AC. If granted, this extension will allow time to discuss with FDEP 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 proceeding is granted. Petitioner shall have until **January 31, 2007**, 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 28th day of November, 2006, 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

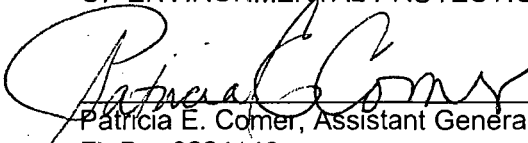
CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished via U. S. Mail and facsimile this 28th day of November 2006, to:

Robert A. Manning
HOPPING GREEN & SAMS, P.A.
Post Office Box 6526
Tallahassee, FL 32314

Facsimile: 850/224-8551

STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION



Patricia E. Comer, Assistant General Counsel
FL Bar 0224146
Department of Environmental Protection
3900 Commonwealth Boulevard - MS 35
Tallahassee, Florida 32399-3000
Telephone: (850) 245-2288
Facsimile: (850) 245-2302

with courtesy copies via electronic mail to:

Trina Vielhauer, FDEP – Chief, Bureau of Air Regulation
Jeff Koerner, FDEP – Project Engineer, Bureau of Air Regulation

Gibson, Victoria

From: Miskelley, Valerie
Sent: Tuesday, November 28, 2006 1:40 PM
To: Gibson, Victoria; Koerner, Jeff
Subject: Progress Energy 06-2194

Attachments: 2nd Ord to Grant on Progress Energy 06-2194.pdf

Jeff & Vickie,

This is the Order Granting 2nd Request for Extension of Time in the Progress Energy Case (Permit 0170004-013-AC) for your files. Let me know if you need anything else.



2nd Ord to Grant on
Progress E...

Thanks,
Valerie Miskelley
Administrative Secretary
FDEP Office of General Counsel
3900 Commonwealth Blvd. MS 35
Tallahassee, FL 32399-3000
(850) 245-2260 SC 205-2260
Fax: (850) 245-2302
Valerie.Miskelley@dep.state.fl.us

Gibson, Victoria

From: Comer, Patricia
Sent: Monday, November 27, 2006 9:33 AM
To: Gibson, Victoria
Subject: FW: Progress Energy Crystal River 017-0004-013-AC

Vickie
Sorry
I forgot to put you and Valerie on the distribution list--must be Monday....
Pat

-----Original Message-----

From: Comer, Patricia
Sent: Monday, November 27, 2006 9:32 AM
To: Koerner, Jeff
Subject: Progress Energy Crystal River 017-0004-013-AC

Jeff
We received a second request for extension from Progress....until Jan 31. What do you think?
Thanks
Pat

Gibson, Victoria

From: Gibson, Victoria
Sent: Tuesday, November 21, 2006 3:52 PM
To: Koerner, Jeff; Crandall, Lea; Miskelley, Valerie
Subject: Progress Energy Florida -- Crystal River 0170004-013-AC OGC # 06-2194
Importance: High

Hi,

Just received by hand delivery from Hopping Green and Sams the 2nd request for an extension of time through and including January 31, 2007.

Vickie

Victoria Gibson, Administrative Secretary for
Trina Vielhauer, Chief
DEP/Bureau of Air Regulation
victoria.gibson@dep.state.fl.us
850-921-9504 fax 850-921-9533

THE STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION

RECEIVED

NOV 21 2006

BUREAU OF AIR REGULATION

In the Matter of an
Application for Permit by:

OGC No. 06-2194
FDEP Draft Permit No.: 0170004-013-AC

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

SECOND REQUEST FOR ENLARGEMENT OF TIME

By and through undersigned counsel, 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 January 31, 2007, 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 October 9, 2006, Progress Energy Florida, Inc. received from the Department of Environmental Protection ("Department") an "Intent to Issue Air Permit" and accompanying "Draft Permit" (Draft Permit No.0170004-013-AC), for the Crystal River Power Plant, Units 4 and 5, which is located north of Crystal River and west of U.S. 19 Citrus County, Florida.

2. Based on Progress Energy's initial review, the Draft Permit and associated documents contain several provisions that warrant clarification or corrections.

3. Progress Energy and the Department are in the process of discussing possible resolutions to the issues needing clarification or correction.

4. The Department granted Progress' first Request for Enlargement of Time, allowing until November 27, 2006, to file a petition in this matter.

5. This second 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. 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 Florida, Inc. 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.0170004-013-AC be formally extended to and including January 31, 2007.

RESPECTFULLY SUBMITTED this 21st day of November, 2006.

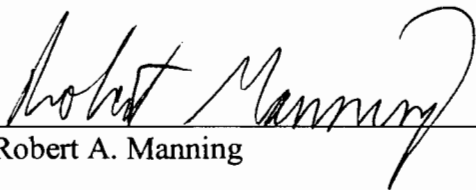
By: 

Robert A. Manning
Florida Bar ID No. 0035173
Hopping Green & Sams, P.A.
123 South Calhoun Street
Post Office Box 6526
Tallahassee, Florida 32314
(850) 222-7500
(850) 224-8551 Facsimile

Attorneys for 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 Leigh Crandell, Agency Clerk, and Jack Chisolm, Deputy General Counsel, 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, 111 S. Magnolia Drive, Suite 23, Tallahassee, Florida 32399, this 21st day of November, 2006.


Robert A. Manning

STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION

PROGRESS ENERGY FLORIDA, INC. –
CRYSTAL RIVER POWER PLANT,

Petitioner,

v.

OGC No. 06-2194

DEP Permit No. 0170004-013-AC

DEPARTMENT OF ENVIRONMENTAL
PROTECTION,

Respondent.

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

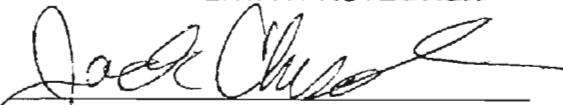
This cause has come before the Florida Department of Environmental Protection (FDEP) upon receipt of a request made by Petitioner, Progress Energy Florida, Inc., to grant an extension of time to file a petition for administrative hearing challenging the Intent to Issue DEP Permit No. 0170004-013-AC. If granted, this extension will allow time to discuss with FDEP 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 proceeding is granted. Petitioner shall have until **November 27, 2006**, 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 24th day of October, 2006, 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

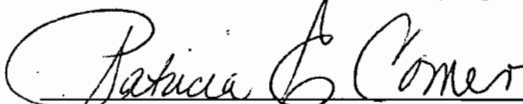
CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished via U. S. Mail and facsimile this 24 day of October, 2006, to:

Robert A. Manning
HOPPING GREEN & SAMS, P.A.
Post Office Box 6526
Tallahassee, FL 32314

Facsimile: 850/224-8551

STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION



Patricia E. Comer, Assistant General Counsel
FL Bar 0224146
Department of Environmental Protection
3900 Commonwealth Boulevard - MS 35
Tallahassee, Florida 32399-3000
Telephone: (850) 245-2288
Facsimile: (850) 245-2302

with courtesy copies via electronic mail to:

Trina Vielhauer, FDEP – Chief, Bureau of Air Regulation
Jeff Koerner, FDEP – Project Engineer, Bureau of Air Regulation

Gibson, Victoria

From: Miskelley, Valerie
Sent: Tuesday, October 24, 2006 1:03 PM
To: Gibson, Victoria; Koerner, Jeff
Subject: Progress Energy 06-2194

Attachments: Ord to Grant on Progress Energy 06-2194.pdf

Jeff and Vickie,
Here is the Order Granting on Progress Energy for your files. Let me know if you need anything else.



Ord to Grant on
Progress Energ...

Thanks,
Valerie Miskelley
Administrative Secretary
FDEP Office of General Counsel
3900 Commonwealth Blvd. MS 35
Tallahassee, FL 32399-3000
(850) 245-2260 SC 205-2260
Fax: (850) 245-2302
Valerie.Miskelley@dep.state.fl.us

Gibson, Victoria

From: Comer, Patricia
Sent: Tuesday, October 24, 2006 10:46 AM
To: Miskelley, Valerie
Cc: Gibson, Victoria; Koerner, Jeff; Vielhauer, Trina
Subject: RE: OGC case 06-2194 Progress Energy permit 0170004-013-AC

Valerie

Today is the 24th and 30 days would be in the Thanksgiving holiday timeframe. I think we'd better make it November 27.
Pat

-----Original Message-----

From: Koerner, Jeff
Sent: Tuesday, October 24, 2006 10:33 AM
To: Comer, Patricia; Vielhauer, Trina
Cc: Miskelley, Valerie; Gibson, Victoria
Subject: RE: OGC case 06-2194 Progress Energy permit 0170004-013-AC

They have contacted me verbally on one issue: more flexibility with the alkali injection rate and monitoring. I'm willing to work with them, but I have no written comments or proposed alternative yet.

I recommend 30 days.

Thanks!

Jeff Koerner, BAR - Air Permitting North
Florida Department of Environmental Protection
850/921-9536

From: Comer, Patricia
Sent: Tuesday, October 24, 2006 10:28 AM
To: Koerner, Jeff; Vielhauer, Trina
Cc: Miskelley, Valerie; Gibson, Victoria
Subject: OGC case 06-2194 Progress Energy permit 0170004-013-AC

Progress Energy, through Robert Manning, has filed a request for extension of time to file a petition on the Intent to Issue permit for project #170004-013-AC for the Crystal River Plant Units 4 and 5. They are asking for extension until COB December 11, 2006.

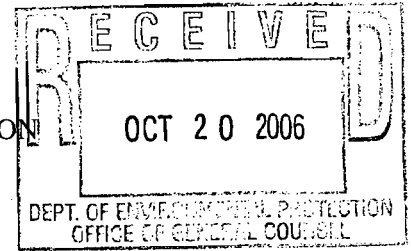
Do you have any objections to granting the extension? If not, is December 11 an appropriate timeframe?

The reasons cited are that "several provisions" "warrant clarification or corrections" and the applicant and DEP are "in the process of discussing possible resolutions".....

Thanks

Pat

THE STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION



In the Matter of an
Application for Permit by:

FDEP Draft Permit No.: 0170004-013-AC

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

REQUEST FOR ENLARGEMENT OF TIME

By and through undersigned counsel, 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 December 11, 2006, 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 October 9, 2006, Progress Energy Florida, Inc. received from the Department of Environmental Protection ("Department") an "Intent to Issue Air Permit" and accompanying "Draft Permit" (Draft Permit No.0170004-013-AC), for the Crystal River Power Plant, Units 4 and 5, which is located north of Crystal River and west of U.S. 19 Citrus County, Florida.

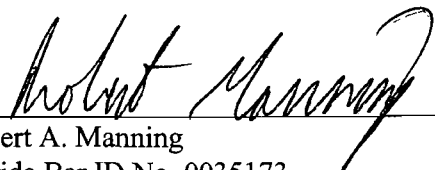
2. Based on Progress Energy's initial review, the Draft Permit and associated documents contain several provisions that warrant clarification or corrections.

3. Progress Energy and the Department are in the process of discussing possible resolutions to the issues needing clarification or correction.

4. 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. 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 Florida, Inc. 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.0170004-013-AC be formally extended to and including December 11, 2006.

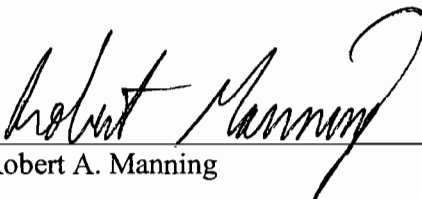
RESPECTFULLY SUBMITTED this 20th day of October, 2006.

By: 
Robert A. Manning
Florida Bar ID No. 0035173
Hopping Green & Sams, P.A.
123 South Calhoun Street
Post Office Box 6526
Tallahassee, Florida 32314
(850) 222-7500
(850) 224-8551 Facsimile

Attorneys for 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 Leigh Crandell, Agency Clerk, and Greg Munson, General Counsel, 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, 111 S. Magnolia Drive, Suite 23, Tallahassee, Florida 32399, this 20th day of October, 2006.



Robert A. Manning

Gibson, Victoria

From: Koerner, Jeff
Sent: Monday, October 23, 2006 8:26 AM
To: Vielhauer, Trina
Cc: Gibson, Victoria
Subject: FW: Request for Extension of Time rec'd. - 0170004-013-AC - Progress Energy Florida, Inc.

This is the SCR project. They probably want to provides comments and get a revised draft concerning the alkali injection rate.

Jeff Koerner, BAR - Air Permitting North
Florida Department of Environmental Protection
850/921-9536

From: Crandall, Lea
Sent: Monday, October 23, 2006 8:24 AM
To: Chisolm, Jack; Gingery, Betsy; Koerner, Jeff; Gibson, Victoria
Subject: Request for Extension of Time rec'd. - 0170004-013-AC - Progress Energy Florida, Inc.

FYI, a Request for Extension of Time was rec'd. on Friday re: 0170004-013-AC - Progress Energy Florida, Inc.

Thanks,
Lea

Lea Crandall

Agency Clerk
Department of Environmental Protection
3900 Commonwealth Boulevard, MS 35
Tallahassee, FL 32399-3000
Phone: (850) 245-2212 SC: 205-2212
Fax: (850) 245-2303

Gibson, Victoria

From: Gibson, Victoria
Sent: Monday, October 23, 2006 10:11 AM
To: Koerner, Jeff
Subject: Attached is the actual --- Request for Extension of Time rec'd. - 0170004-013-AC - Progress Energy Florida, Inc.

Importance: High

Attachments: Di4700610221947.PDF

FYI,

Attached is the actual request.

Vickie

From: Crandall, Lea
Sent: Monday, October 23, 2006 8:51 AM
To: Gibson, Victoria
Subject: FW: Request for Extension of Time rec'd. - 0170004-013-AC - Progress Energy Florida, Inc.



Di4700610221947.
PDF (480 KB)

Lea Crandall

Agency Clerk
Department of Environmental Protection
3900 Commonwealth Boulevard, MS 35
Tallahassee, FL 32399-3000
Phone: (850) 245-2212 SC: 205-2212
Fax: (850) 245-2303

-----Original Message-----

From: Crandall, Lea
Sent: Monday, October 23, 2006 8:24 AM
To: Chisolm, Jack; Gingery, Betsy; Koerner, Jeff; Gibson, Victoria
Subject: Request for Extension of Time rec'd. - 0170004-013-AC - Progress Energy Florida, Inc.

FYI, a Request for Extension of Time was rec'd. on Friday re: 0170004-013-AC - Progress Energy Florida, Inc.

Thanks,
Lea

Lea Crandall

Agency Clerk
Department of Environmental Protection
3900 Commonwealth Boulevard, MS 35
Tallahassee, FL 32399-3000
Phone: (850) 245-2212 SC: 205-2212
Fax: (850) 245-2303

Gibson, Victoria

From: Gibson, Victoria
Sent: Monday, October 23, 2006 3:54 PM
To: Chisolm, Jack; Gingery, Betsy; Koerner, Jeff; Vielhauer, Trina
Subject: Please Grant: Request for Extension of Time rec'd. - 0170004-013-AC - Progress Energy Florida, Inc.

Good afternoon.

Jeff has requested that I send you this note; asking that you grant their request for an extension of time through and including December 11, 2006.

Thank you.

Vickie

Victoria Gibson, Administrative Secretary for
Trina Vielhauer, Chief
DEP/Bureau of Air Regulation
victoria.gibson@dep.state.fl.us
850-921-9504 fax 850-921-9533

From: Koerner, Jeff
Sent: Monday, October 23, 2006 8:26 AM
To: Vielhauer, Trina
Cc: Gibson, Victoria
Subject: FW: Request for Extension of Time rec'd. - 0170004-013-AC - Progress Energy Florida, Inc.

This is the SCR project. They probably want to provides comments and get a revised draft concerning the alkali injection rate.

Jeff Koerner, BAR - Air Permitting North
Florida Department of Environmental Protection
850/921-9536

From: Crandall, Lea
Sent: Monday, October 23, 2006 8:24 AM
To: Chisolm, Jack; Gingery, Betsy; Koerner, Jeff; Gibson, Victoria
Subject: Request for Extension of Time rec'd. - 0170004-013-AC - Progress Energy Florida, Inc.

FYI, a Request for Extension of Time was rec'd. on Friday re: 0170004-013-AC - Progress Energy Florida, Inc.

Thanks,
Lea

Lea Crandall
Agency Clerk
Department of Environmental Protection
3900 Commonwealth Boulevard, MS 35
Tallahassee, FL 32399-3000
Phone: (850) 245-2212 SC: 205-2212
Fax: (850) 245-2303

Legal Case Tracking - Chronology of Activities 03/13/2007 14:46:36

Chronology of Activities

OGC Number District County

Style of Case

Program Area Mode

Lead Attorney Status

Forum Name Forum Case Number

Permit Appl Final Order Number

Date *	Code	Activity Description
10/09/2006	ITIP	INTENT TO ISSUE PERMIT
10/20/2006	REX1	RECEIVED FIRST REQUEST FOR EXTENSION OF TIME
10/23/2006	AA	ASSIGNED TO LEAD ATTORNEY JACK J CHISOLM
10/23/2006	ACO	ADMIN. CASE OPENED IN OGC
10/24/2006		ORD GRANTING REQ FOR EXT OF TIME (UNTIL 11/27/06)
10/24/2006	AR	RE-ASSIGNED TO LEAD ATTORNEY PATRICIA E COMER
11/21/2006	REX2	RECEIVED SECOND REQUEST FOR EXTENSION OF TIME
11/26/2006		ORD GRANTING 2ND REQ FOR EXT OF TIME (UNTIL 01/31/07)
03/02/2007		PERMIT ISSUED
03/13/2007	CC	CASE CLOSED IN OGC