

Southern Company Services, Inc.

One Energy Place
Pensacola, Florida 32520

850.444.6111



Certified Mail

July 24, 2008

Mr. Jonathan Holtom, P.E.
Department of Environmental Protection
Division of Air Resources Management
2600 Blair Stone Road
Mail Station #5505
Tallahassee, Florida 32399-2400

Dear Mr. Holtom:

RE: DESIGNATED REPRESENTATIVE CHANGE

Oleander Power Project (ORIS Code: 55286) #0270016-005-AV

DeSoto County Energy Park (ORIS Code: 55422) #0270016-007-AV

Attached, please find copies of EPA Certificates of Representation Reports for Southern Power – Florida LLC's DeSoto County Energy Park and Oleander Power Project (ORIS Codes: 55422, 55286, respectively). Chris M. Hobson replaces W. Paul Bowers as the Designated Representative (DR) and Robert A. Schaffeld remains as an Alternative Designated Representative (ADR) for these facilities. The original Certificates of Representation requesting the DR change was accepted by EPA on July 11, 2008.

If you have any questions or need further information regarding the change in DR for affected units located at the DeSoto County Energy Park or Oleander Power Project, please call me at (850) 444.6527.

Sincerely,

A handwritten signature in black ink that reads "G. Dwain Waters, Q.E.P.".

G. Dwain Waters, Q.E.P.
Special Projects and Environmental Assets Coordinator

Page 2

Mr. Jonathan Holtom, P.E.

July 24, 2008

cc: Greg N. Terry, Gulf Power Company
Kevin White, Gulf Power Company
Circe Starks, Gulf Power Company
Joseph Miller, Gulf Power Company
Garry Kuberski, FDEP – Central District
Danielle Henry, FDEP – Southwest District
Rhonda Hughes, FDEP – Southwest District

Certificate of Representation Report

06/11/2008

Facility Information**Facility ID
(ORISPL):** 55286**Facility Name:** Oleander Power Project**State:** FL**Tribal
Land:****County:** Brevard**EPA AIRS
ID:****Latitude:** 28.3641**Longitude:** 80.7934

Facility Detail (Mini Detail)

Representative Information**Name:** Robert A Schaffeld**Company:** Southern Power Company**Title:** Director**Address:** AL 35203-2206**Phone:** (205) 257-6311**Fax:****Alternate:****Email:** raschaff@southernco.com**Name:** Chris M Hobson**Company:** Southern Company Generation**Title:** Senior Vice President**Address:** AL 35203-2206**Phone:** (205) 257-2812**Fax:** (205) 257-7398**Alternate:****Email:** cmhobson-DR@southernco.com

People Detail Layout (Multiple)

Current Representatives

Program	Primary Representative, Effective Date	Alternate, Effective Date	Primary Representative, End Date	Alternate, End Date
ARP	Chris M Hobson, 06/11/2008	Robert A Schaffeld, 08/30/2007	W Paul Bowers, 06/11/2008	
CAIRNOX	Chris M Hobson, 06/11/2008	Robert A Schaffeld, 08/30/2007	W Paul Bowers, 06/11/2008	
CAIROS	Chris M Hobson, 06/11/2008	Robert A Schaffeld, 08/30/2007	W Paul Bowers, 06/11/2008	
CAIRSO2	Chris M Hobson, 06/11/2008	Robert A Schaffeld, 08/30/2007	W Paul Bowers, 06/11/2008	

Basic Table Layout

Units

							Commence	Commence	Comm.	Commence	Unit
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Unit ID	Program	Unit Classification	Operating Status	Unit Type	Source Category	NAICS Code	Operation Date	Operation Date Code	Commercial Operation Date	Commercial Operation Date Code	Monitoring Certification Begin Date
O-1	ARP	Phase 2	Operating	CT	Electric Utility		04/10/2002	A	06/01/2002	A	03/29/2002
O-1	CAIRNOX	Affected	Operating	CT	Electric Utility		04/10/2002	A	06/01/2002	A	01/01/2008
O-1	CAIROS	Affected	Operating	CT	Electric Utility		04/10/2002	A	06/01/2002	A	05/01/2008
O-1	CAIRSO2	Affected	Operating	CT	Electric Utility		04/10/2002	A	06/01/2002	A	01/01/2009
O-2	ARP	Phase 2	Operating	CT	Electric Utility		04/25/2002	A	06/15/2002	A	04/09/2002
O-2	CAIRNOX	Affected	Operating	CT	Electric Utility		04/25/2002	A	06/15/2002	A	01/01/2008
O-2	CAIROS	Affected	Operating	CT	Electric Utility		04/25/2002	A	06/15/2002	A	05/01/2008
O-2	CAIRSO2	Affected	Operating	CT	Electric Utility		04/25/2002	A	06/15/2002	A	01/01/2009
O-3	ARP	Phase 2	Operating	CT	Electric Utility		06/20/2002	A	07/20/2002	A	06/11/2002
O-3	CAIRNOX	Affected	Operating	CT	Electric Utility		06/20/2002	A	07/20/2002	A	01/01/2008
O-3	CAIROS	Affected	Operating	CT	Electric Utility		06/20/2002	A	07/20/2002	A	05/01/2008
O-3	CAIRSO2	Affected	Operating	CT	Electric Utility		06/20/2002	A	07/20/2002	A	01/01/2009
O-4	ARP	Phase 2	Operating	CT	Electric Utility		07/22/2002	A	08/23/2002	A	06/20/2002
O-4	CAIRNOX	Affected	Operating	CT	Electric Utility		07/22/2002	A	08/23/2002	A	01/01/2008
O-4	CAIROS	Affected	Operating	CT	Electric Utility		07/22/2002	A	08/23/2002	A	05/01/2008
O-4	CAIRSO2	Affected	Operating	CT	Electric Utility		07/22/2002	A	08/23/2002	A	01/01/2009
O-5	ARP	Phase 2	Operating	CT	Electric Utility		10/19/2007	A	12/16/2007	A	12/16/2007
O-5	CAIRNOX	Affected	Operating	CT	Electric Utility		10/19/2007	A	12/16/2007	A	01/01/2008
O-5	CAIROS	Affected	Operating	CT	Electric Utility		10/19/2007	A	12/16/2007	A	05/01/2008
O-5	CAIRSO2	Affected	Operating	CT	Electric Utility		10/19/2007	A	12/16/2007	A	01/01/2009

Basic Table Layout

Generator Information

Generator ID	Unit ID	ARP Nameplate Capacity	CAIR/CAMR Nameplate Capacity	Effective Date
EU 001	O-1	190.0	190.0	06/29/2007
EU 002	O-2	190.0	190.0	06/29/2007
EU 003	O-3	190.0	190.0	06/29/2007
EU 004	O-4	190.0	190.0	06/29/2007

Basic Table Layout

Current Owners and Operators

Unit ID	Owner/Operator Company Name	Type	Effective Date	End Date
O-1	Oleander Power Project, LP	Owner/Operator	03/07/2003	
O-2	Oleander Power Project, LP	Owner/Operator	03/07/2003	
O-3	Oleander Power Project, LP	Owner/Operator	03/07/2003	

Certificate of Representation Report

Page 3 of

O-4	Oleander Power Project, LP	Owner/Operator	03/07/2003	
O-5	Oleander Power Project, LP	Owner/Operator	10/17/2006	

Basic Table Layout



RECEIVED

JAN 06 2002

BUREAU OF AIR REGULATION

December 31, 2002

Mr. Tom Cascio
Department of Environmental Protection
Division of Air Resource Management
2600 Blair Stone Rd. MS 5500
Tallahassee, Florida 32399-2400

Dear Mr. Cascio,

As per our phone conversation on December 31, 2002, attached please find a copy of the Responsible Official Notification Form for Oleander Power Project, LP. Many thanks for your assistance in this matter.

Have a great new year,

A handwritten signature in black ink, appearing to read "Stephen J. Matousek".

Stephen J. Matousek
410-787-5275



Department of Environmental Protection

Division of Air Resource Management RESPONSIBLE OFFICIAL NOTIFICATION FORM

Note: A responsible official is not necessarily a designated representative under the Acid Rain Program. To become a designated representative, submit a certificate of representation to the U.S. Environmental Protection Agency (EPA) in accordance with 40 CFR Part 72.24.

Identification of Facility

1. Facility Owner/Company Name: Oleander Power Project, LP	
2. Site Name: Oleander Power Project, LP	3. County: Brevard
4. Title V Air Operation Permit/Project No. (leave blank for initial Title V applications):	

Notification Type (Check one or more)

<input type="checkbox"/> INITIAL:	Notification of responsible officials for an initial Title V application.
<input type="checkbox"/> RENEWAL:	Notification of responsible officials for a renewal Title V application.
<input checked="" type="checkbox"/> CHANGE:	Notification of change in responsible official(s). Effective date of change in responsible official(s) <u>12/12/02</u>

Primary Responsible Official

1. Name and Position Title of Responsible Official: Steve Carrol / General Manager
2. Responsible Official Mailing Address: Organization/Firm: Oleander Power Project, LP Street Address: 555 Townsend Rd. City: Cocoa State: Florida Zip Code: 32926
3. Responsible Official Telephone Numbers: Telephone: (321) 638-4785 Fax: (321) 638-0967
4. Responsible Official Qualification (Check one or more of the following options, as applicable): <input checked="" type="checkbox"/> For a corporation, the president, secretary, treasurer, or vice-president of the corporation in charge of a principal business function, or any other person who performs similar policy or decision-making functions for the corporation, or a duly authorized representative of such person if the representative is responsible for the overall operation of one or more manufacturing, production, or operating facilities applying for or subject to a permit under Chapter 62-213, F.A.C. <input type="checkbox"/> For a partnership or sole proprietorship, a general partner or the proprietor, respectively. <input type="checkbox"/> For a municipality, county, state, federal, or other public agency, either a principal executive officer or ranking elected official. <input type="checkbox"/> The designated representative at an Acid Rain source.
5. Responsible Official Statement: <i>I, the undersigned, am a responsible official, as defined in Rule 62-210.200, F.A.C., of the Title V source addressed in this notification. I hereby certify, based on information and belief formed after reasonable inquiry, that the statements made in this notification are true, accurate and complete. Further, I certify that I have authority over the decisions of all other responsible officials, if any, for purposes of Title V permitting.</i> Signature <u>[Signature]</u> Date <u>12/12/02</u> REC JAN 06 2002



Jeb Bush
Governor

Department of Environmental Protection

Twin Towers Office Building
2600 Blair Stone Road
Tallahassee, Florida 32399-2400

June 12, 2000

David B. Struhs
Secretary

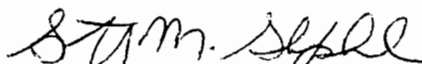
Mr. Richard Wolfinger
Vice President and Project Manager
Oleander Power Project, L.P.
111 Market Place, Suite 200
Baltimore, MD 21202

Dear Mr. Wolfinger:

Re: Acid Rain Phase II Permit Application Form for the Oleander Power Project,
L.P. Facility

Thank you for resubmitting the referenced form for this facility using the State of Florida version. We have reviewed the materials and deem your application complete. If you have any questions, please contact Tom Cascio at 850/921-9526.

Sincerely,


Scott M. Sheplak, P.E.
Administrator
Title V Program

cc: Jenny Jachim, U.S. EPA, Region 4

0

"More Protection, Less Process"

Printed on recycled paper.

OLEANDER POWER PROJECT, L.P.

111 Market Place, Suite 200
Baltimore, MD 21202

RECEIVED
MAY 26 2000
BUREAU OF AIR REGULATION

May 3, 2000

Scott Sheplak
Florida Department of Environmental Protection
Air Resources Management
2600 Blair Stone Road
Tallahassee, FL 32399

RE: Oleander Power Project, L.P.

Dear Mr. Sheplak:

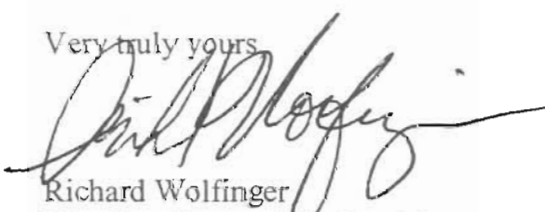
Enclosed please find our Phase II Permit Application (Florida DEP Form No. 62-210.900 (1)(a)), for a new 950 MW natural gas and oil fired peaking power station located at 532 Townsend Road, Cocoa, Florida. We have recently submitted a construction air permit for this facility.

Please note that this project is a fast-tracked peaking power plant project, and is scheduled for commercial operations in March 2002. Development efforts began only in mid 1999.

Please call Richard Wolfinger at (410) 230-4614, if you have any questions regarding this submission.

We look forward to receiving your completeness review notification.

Very truly yours,


Richard Wolfinger
Vice President and Project Manager

cc: Tomas Casio

Phase II Permit Application

Page 1

For more information, see instructions and refer to 40 CFR 72.30 and 72.31 and Chapter 62-214, F.A.C.

This submission is: ☒ New ☐ Revised

STEP 1

Identify the source by plant name, State, and ORIS code from NADB

Plant Name	Oleander Power Project, L.P.	State	FL	ORIS Code	55286
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STEP 2 Enter the boiler ID# from NADB for each affected unit and indicate whether a repowering plan is being submitted for the unit by entering "yes" or "no" at column c. For new units, enter the requested information in columns d and e.

Compliance Plan				
a	b	c	d	e
Boiler ID#	Unit will hold allowances in accordance with 40 CFR 72.9(c)(1)	Repowering Plan	New Units Commence Operation Date	New Units Monitor Certification Deadline
0-1	Yes		March 2002	June 2002
0-2	Yes		"	"
0-3	Yes		"	"
0-4	Yes		"	"
0-5	Yes		"	"
	Yes			
	Yes			
	Yes			
	Yes			
	Yes			
	Yes			
	Yes			

STEP 3

Check the box if the response in column c of Step 2 is "Yes for any unit

☐ For each unit that will be repowered, the Repowering Extension Plan form is included and the Repowering Technology Petition form has been submitted or will be submitted by June 1, 1997.

Plant Name (from Step 1)

Oleander Power Project, L.P.**STEP 4**

- Read the standard requirements and certification, enter the name of the designated representative, and sign and date

Standard RequirementsPermit Requirements.

- (1) The designated representative of each Acid Rain source and each Acid Rain unit at the source shall:
 - (i) Submit a complete Acid Rain part application (including a compliance plan) under 40 CFR part 72, Rules 62-214.320 and 330, F.A.C. in accordance with the deadlines specified in Rule 62-214.320, F.A.C.; and
 - (ii) Submit in a timely manner any supplemental information that the permitting authority determines is necessary in order to review an Acid Rain part application and issue or deny an Acid Rain permit;
- (2) The owners and operators of each Acid Rain source and each Acid Rain unit at the source shall:
 - (i) Operate the unit in compliance with a complete Acid Rain part application or a superseding Acid Rain part issued by the permitting authority; and
 - (ii) Have an Acid Rain Part.

Monitoring Requirements.

- (1) The owners and operators and, to the extent applicable, designated representative of each Acid Rain source and each Acid Rain unit at the source shall comply with the monitoring requirements as provided in 40 CFR part 75, and Rule 62-214.420, F.A.C.
- (2) The emissions measurements recorded and reported in accordance with 40 CFR part 75 shall be used to determine compliance by the unit with the Acid Rain emissions limitations and emissions reduction requirements for sulfur dioxide and nitrogen oxides under the Acid Rain Program.
- (3) The requirements of 40 CFR part 75 shall not affect the responsibility of the owners and operators to monitor emissions of other pollutants or other emissions characteristics at the unit under other applicable requirements of the Act and other provisions of the operating permit for the source.

Sulfur Dioxide Requirements.

- (1) The owners and operators of each source and each Acid Rain unit at the source shall:
 - (i) Hold allowances, as of the allowance transfer deadline, in the unit's compliance subaccount (after deductions under 40 CFR 73.34(c)) not less than the total annual emissions of sulfur dioxide for the previous calendar year from the unit; and
 - (ii) Comply with the applicable Acid Rain emissions limitations for sulfur dioxide.
- (2) Each ton of sulfur dioxide emitted in excess of the Acid Rain emissions limitations for sulfur dioxide shall constitute a separate violation of the Act.
- (3) An Acid Rain unit shall be subject to the requirements under paragraph (1) of the sulfur dioxide requirements as follows:
 - (i) Starting January 1, 2000, an Acid Rain unit under 40 CFR 72.6(a)(2); or
 - (ii) Starting on the later of January 1, 2000 or the deadline for monitor certification under 40 CFR part 75, an Acid Rain unit under 40 CFR 72.6(a)(3).
- (4) Allowances shall be held in, deducted from, or transferred among Allowance Tracking System accounts in accordance with the Acid Rain Program.
- (5) An allowance shall not be deducted in order to comply with the requirements under paragraph (1)(i) of the sulfur dioxide requirements prior to the calendar year for which the allowance was allocated.
- (6) An allowance allocated by the Administrator under the Acid Rain Program is a limited authorization to emit sulfur dioxide in accordance with the Acid Rain Program. No provision of the Acid Rain Program, the Acid Rain permit application, the Acid Rain permit, or the written exemption under 40 CFR 72.7 and 72.8 and no provision of law shall be construed to limit the authority of the United States to terminate or limit such authorization.
- (7) An allowance allocated by the Administrator under the Acid Rain Program does not constitute a property right.

Nitrogen Oxides Requirements. The owners and operators of the source and each Acid Rain unit at the source shall comply with the applicable Acid Rain emissions limitation for nitrogen oxides.

Excess Emissions Requirements.

- (1) The designated representative of an Acid Rain unit that has excess emissions in any calendar year shall submit a proposed offset plan, as required under 40 CFR part 77.
- (2) The owners and operators of an Acid Rain unit that has excess emissions in any calendar year shall:
 - (i) Pay without demand the penalty required, and pay upon demand the interest on that penalty, as required by 40 CFR part 77; and
 - (ii) Comply with the terms of an approved offset plan, as required by 40 CFR part 77.

Recordkeeping and Reporting Requirements.

- (1) Unless otherwise provided, the owners and operators of the source and each Acid Rain unit at the source shall keep on site at the source each of the following documents for a period of 5 years from the date the document is created. This period may be extended for cause, at any time prior to the end of 5 years, in writing by the Administrator or permitting authority:
 - (i) The certificate of representation for the designated representative for the source and each Acid Rain unit at the source and all documents that demonstrate the truth of the statements in the certificate of representation, in accordance with Rule 62-214.350, F.A.C.; provided that the certificate and documents shall be retained on site at the source beyond such 5-year period until such documents are superseded because of the submission of a new certificate of representation changing the designated representative;
 - (ii) All emissions monitoring information, in accordance with 40 CFR part 75;
 - (iii) Copies of all reports, compliance certifications, and other submissions and all records made or required under the Acid Rain Program; and

Plant Name (from Step 1)

Oleander Power Project, L.P.Recordkeeping and Reporting Requirements (cont)

(iv) Copies of all documents used to complete an Acid Rain part application and any other submission under the Acid Rain Program or to demonstrate compliance with the requirements of the Acid Rain Program.

(2) The designated representative of an Acid Rain source and each Acid Rain unit at the source shall submit the reports and compliance certifications required under the Acid Rain Program, including those under 40 CFR part 72 subpart I and 40 CFR part 75.

Liability.

(1) Any person who knowingly violates any requirement or prohibition of the Acid Rain Program, a complete Acid Rain part application, an Acid Rain part, or a written exemption under 40 CFR 72.7 or 72.8, including any requirement for the payment of any penalty owed to the United States, shall be subject to enforcement pursuant to section 113(c) of the Act.

(2) Any person who knowingly makes a false, material statement in any record, submission, or report under the Acid Rain Program shall be subject to criminal enforcement pursuant to section 113(c) of the Act and 18 U.S.C. 1001.

(3) No permit revision shall excuse any violation of the requirements of the Acid Rain Program that occurs prior to the date that the revision takes effect.

(4) Each Acid Rain source and each Acid Rain unit shall meet the requirements of the Acid Rain Program.

(5) Any provision of the Acid Rain Program that applies to an Acid Rain source (including a provision applicable to the designated representative of an Acid Rain source) shall also apply to the owners and operators of such source and of the Acid Rain units at the source.

(6) Any provision of the Acid Rain Program that applies to an Acid Rain unit (including a provision applicable to the designated representative of an Acid Rain unit) shall also apply to the owners and operators of such unit. Except as provided under 40 CFR 72.44 (Phase II repowering extension plans), and except with regard to the requirements applicable to units with a common stack under 40 CFR part 75 (including 40 CFR 75.16, 75.17, and 75.18), the owners and operators and the designated representative of one Acid Rain unit shall not be liable for any violation by any other Acid Rain unit of which they are not owners or operators or the designated representative and that is located at a source of which they are not owners or operators or the designated representative.

(7) Each violation of a provision of 40 CFR parts 72, 73, 75, 77, and 78 by an Acid Rain source or Acid Rain unit, or by an owner or operator or designated representative of such source or unit, shall be a separate violation of the Act.

Effect on Other Authorities. No provision of the Acid Rain Program, an Acid Rain part application, an Acid Rain part, or a written exemption under 40 CFR 72.7 or 72.8 shall be construed as:

(1) Except as expressly provided in title IV of the Act, exempting or excluding the owners and operators and, to the extent applicable, the designated representative of an Acid Rain source or Acid Rain unit from compliance with any other provision of the Act, including the provisions of title I of the Act relating to applicable National Ambient Air Quality Standards or State Implementation Plans;

(2) Limiting the number of allowances a unit can hold; *provided*, that the number of allowances held by the unit shall not affect the source's obligation to comply with any other provisions of the Act;

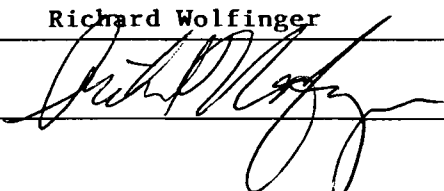
(3) Requiring a change of any kind in any State law regulating electric utility rates and charges, affecting any State law regarding such State regulation, or limiting such State regulation, including any prudence review requirements under such State law;

(4) Modifying the Federal Power Act or affecting the authority of the Federal Energy Regulatory Commission under the Federal Power Act; or,

(5) Interfering with or impairing any program for competitive bidding for power supply in a State in which such program is established.

Certification

I am authorized to make this submission on behalf of the owners and operators of the Acid Rain source or Acid Rain units for which the submission is made. I certify under penalty of law that I have personally examined, and am familiar with, the statements and information submitted in this document and all its attachments. Based on my inquiry of those individuals with primary responsibility for obtaining the information, I certify that the statements and information are to the best of my knowledge and belief true, accurate, and complete. I am aware that there are significant penalties for submitting false statements and information or omitting required statements and information, including the possibility of fine or imprisonment.

Name	Richard Wolfinger	
Signature		Date 8/4/00

File



Department of Environmental Protection

Jeb Bush
Governor

Twin Towers Office Building
2600 Blair Stone Road
Tallahassee, Florida 32399-2400

David B. Struhs
Secretary

April 26, 2000

Mr. Richard Wolfinger
Vice President and Project Manager
Oleander Power Project, L.P.
111 Market Place, Suite 200
Baltimore, MD 21202

Dear Mr. Wolfinger:

Re: Acid Rain Phase II Permit Application Forms for the Oleander Power Project,
L.P. Facility

Thank you for submitting the referenced forms for this facility. However, our rules require that Florida DEP forms be used in place of the U.S. EPA versions. They can be downloaded from our following Web address:

<http://www.dep.state.fl.us/air/forms/acidforms.htm>

Please resubmit the application using our forms. If you have any questions, please contact Tom Cascio at 850/921-9526.

Sincerely,

Scott M. Sheplak, P.E.
Administrator
Title V Program

cc: Jenny Jachim, U.S. EPA, Region 4

OLEANDER POWER PROJECT, L.P.

111 Market Place, Suite 200
Baltimore, MD 21202

April 11, 2000

RECEIVED

APR 18 2000

BUREAU OF AIR REGULATION

Scott Sheplak
Florida Department of Environmental Protection
Air Resources Management
2600 Blair Stone Road
Tallahassee, FL 32399

RE: Oleander Power Project, L.P.

Dear Mr. Sheplak:

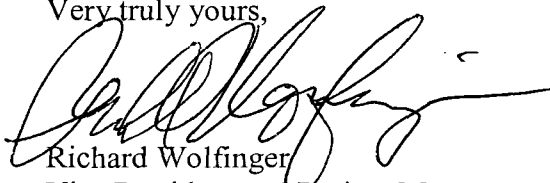
Enclosed please find our Phase II Permit Application (40 CFR 72.30 and 72.31) as well as copies of our Certificate of Representation (40 CFR 72.24), for a new 950 MW natural gas and oil fired peaking power station located at 532 Townsend Road, Cocoa, Florida. We have recently submitted a construction air permit for this facility.

Please note that this project is a fast-tracked peaking power plant project, and is scheduled for commercial operations in March 2002. Development efforts began only in mid 1999.

Please call Richard Wolfinger at (410) 230-4614, if you have any questions regarding this submission.

We look forward to receiving your completeness review notification.

Very truly yours,



Richard Wolfinger
Vice President and Project Manager

cc: Tomas Casio



Phase II Permit Application

Page 1

For more information, see instructions and refer to 40 CFR 72.30 and 72.31

This submission is: ☒ New ☐ Revised

STEP 1
Identify the source by
plant name, State, and
ORIS code.

Plant Name	Oleander Power Project, L.P.	State	FL	55286 ORIS Code
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Compliance Plan				
a	b	c	d	e
Unit ID#	Unit Will Hold Allow- ances in Accordance with 40 CFR 72.9(c)(1)	Repowering Plan	New Units Commence Operation Date	New Units Monitor Certification Deadline

STEP 2
Enter the unit ID#
for each affected
unit, and indicate
whether a unit is
being repowered
and the repowering
plan being renewed
by entering "yes" or
"no" at column c. For
new units, enter the
requested information
in columns d and e.

0-1	Yes		March 2002	June 2002
0-2	Yes		"	"
0-3	Yes		"	"
0-4	Yes		"	"
0-5	Yes		"	"
	Yes			
	Yes			
	Yes			
	Yes			
	Yes			
	Yes			
	Yes			

STEP 3
Check the box if the
response in column c
of Step 2 is "Yes"
for any unit.

☐ For each unit that is being repowered, the Repowering Extension Plan form is included.

STEP 4
Read the standard requirements and certification, enter the name of the designated representative, and sign and date

Standard Requirements

Permit Requirements.

- (1) The designated representative of each affected source and each affected unit at the source shall:
 - (i) Submit a complete Acid Rain permit application (including a compliance plan) under 40 CFR part 72 in accordance with the deadlines specified in 40 CFR 72.30; and
 - (ii) Submit in a timely manner any supplemental information that the permitting authority determines is necessary in order to review an Acid Rain permit application and issue or deny an Acid Rain permit;
- (2) The owners and operators of each affected source and each affected unit at the source shall:
 - (i) Operate the unit in compliance with a complete Acid Rain permit application or a superseding Acid Rain permit issued by the permitting authority; and
 - (ii) Have an Acid Rain Permit.

Monitoring Requirements.

- (1) The owners and operators and, to the extent applicable, designated representative of each affected source and each affected unit at the source shall comply with the monitoring requirements as provided in 40 CFR part 75.
- (2) The emissions measurements recorded and reported in accordance with 40 CFR part 75 shall be used to determine compliance by the unit with the Acid Rain emissions limitations and emissions reduction requirements for sulfur dioxide and nitrogen oxides under the Acid Rain Program.
- (3) The requirements of 40 CFR part 75 shall not affect the responsibility of the owners and operators to monitor emissions of other pollutants or other emissions characteristics at the unit under other applicable requirements of the Act and other provisions of the operating permit for the source.

Sulfur Dioxide Requirements.

- (1) The owners and operators of each source and each affected unit at the source shall:
 - (i) Hold allowances, as of the allowance transfer deadline, in the unit's compliance subaccount (after deductions under 40 CFR 73.34(c)) not less than the total annual emissions of sulfur dioxide for the previous calendar year from the unit; and
 - (ii) Comply with the applicable Acid Rain emissions limitations for sulfur dioxide.
- (2) Each ton of sulfur dioxide emitted in excess of the Acid Rain emissions limitations for sulfur dioxide shall constitute a separate violation of the Act.
- (3) An affected unit shall be subject to the requirements under paragraph (1) of the sulfur dioxide requirements as follows:
 - (i) Starting January 1, 2000, an affected unit under 40 CFR 72.6(a)(2); or
 - (ii) Starting on the later of January 1, 2000 or the deadline for monitor certification under 40 CFR part 75, an affected unit under 40 CFR 72.6(a)(3).
- (4) Allowances shall be held in, deducted from, or transferred among Allowance Tracking System accounts in accordance with the Acid Rain Program.
- (5) An allowance shall not be deducted in order to comply with the requirements under paragraph (1) of the sulfur dioxide requirements prior to the calendar year for which the allowance was allocated.
- (6) An allowance allocated by the Administrator under the Acid Rain Program is a limited authorization to emit sulfur dioxide in accordance with the Acid Rain Program. No provision of the Acid Rain Program, the Acid Rain permit application, the Acid Rain permit, or an exemption under 40 CFR 72.7, 72.8, or 72.14 and no provision of law shall be construed to limit the authority of the United States to terminate or limit such authorization.
- (7) An allowance allocated by the Administrator under the Acid Rain Program does not constitute a property right.

Nitrogen Oxides Requirements. The owners and operators of the source and each affected unit at the source shall comply with the applicable Acid Rain emissions limitation for nitrogen oxides.

Excess Emissions Requirements.

- (1) The designated representative of an affected unit that has excess emissions in any calendar year shall submit a proposed offset plan, as required under 40 CFR part 77.
- (2) The owners and operators of an affected unit that has excess emissions in any calendar year shall:
 - (i) Pay without demand the penalty required, and pay upon demand the interest on that penalty, as required by 40 CFR part 77; and
 - (ii) Comply with the terms of an approved offset plan, as required by 40 CFR part 77.

Recordkeeping and Reporting Requirements.

- (1) Unless otherwise provided, the owners and operators of the source and each affected unit at the source shall keep on site at the source each of the following documents for a period of 5 years from the date the document is created. This period may be extended for cause, at any time prior to the end of 5 years, in writing by the Administrator or permitting authority:
 - (i) The certificate of representation for the designated representative for the source and each affected unit at the source and all documents that demonstrate the truth of the statements in the certificate of representation, in accordance with 40 CFR 72.24; provided that the certificate and documents shall be retained on site at the source beyond such 5-year period until such documents are superseded because of the submission of a new certificate of representation changing the designated representative;
 - (ii) All emissions monitoring information, in accordance with 40 CFR part 75, provided that to the extent that 40 CFR part 75 provides for a 3-year period for recordkeeping, the 3-year period shall apply.
 - (iii) Copies of all reports, compliance certifications, and other submissions and all records made or required under the Acid Rain Program; and
 - (iv) Copies of all documents used to complete an Acid Rain permit application and any other submission under the Acid Rain Program or to demonstrate compliance with the requirements of the Acid Rain Program.
- (2) The designated representative of an affected source and each affected unit at the source shall submit the reports and compliance certifications required under the Acid Rain Program, including those under 40 CFR part 72 subpart I and 40 CFR part 75.

Liability.

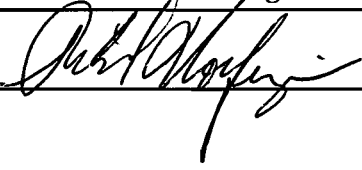
- (1) Any person who knowingly violates any requirement or prohibition of the Acid Rain Program, a complete Acid Rain permit application, an Acid Rain permit, or an exemption under 40 CFR 72.7, 72.8, or 72.14, including any requirement for the payment of any penalty owed to the United States, shall be subject to enforcement pursuant to section 113(c) of the Act.
- (2) Any person who knowingly makes a false, material statement in any record, submission, or report under the Acid Rain Program shall be subject to criminal enforcement pursuant to section 113(c) of the Act and 18 U.S.C. 1001.
- (3) No permit revision shall excuse any violation of the requirements of the Acid Rain Program that occurs prior to the date that the revision takes effect.
- (4) Each affected source and each affected unit shall meet the requirements of the Acid Rain Program.
- (5) Any provision of the Acid Rain Program that applies to an affected source (including a provision applicable to the designated representative of an affected source) shall also apply to the owners and operators of such source and of the affected units at the source.
- (6) Any provision of the Acid Rain Program that applies to an affected unit (including a provision applicable to the designated representative of an affected unit) shall also apply to the owners and operators of such unit. Except as provided under 40 CFR 72.44 (Phase II repowering extension plans) and 40 CFR 76.11 (NO_x averaging plans), and except with regard to the requirements applicable to units with a common stack under 40 CFR part 75 (including 40 CFR 75.16, 75.17, and 75.18), the owners and operators and the designated representative of one affected unit shall not be liable for any violation by any other affected unit of which they are not owners or operators or the designated representative and that is located at a source of which they are not owners or operators or the designated representative.
- (7) Each violation of a provision of 40 CFR parts 72, 73, 74, 75, 76, 77, and 78 by an affected source or affected unit, or by an owner or operator or designated representative of such source or unit, shall be a separate violation of the Act.

Effect on Other Authorities. No provision of the Acid Rain Program, an Acid Rain permit application, an Acid Rain permit, or an exemption under 40 CFR 72.7, 72.8, or 72.14 shall be construed as:

- (1) Except as expressly provided in title IV of the Act, exempting or excluding the owners and operators and, to the extent applicable, the designated representative of an affected source or affected unit from compliance with any other provision of the Act, including the provisions of title I of the Act relating to applicable National Ambient Air Quality Standards or State Implementation Plans;
- (2) Limiting the number of allowances a unit can hold; *provided*, that the number of allowances held by the unit shall not affect the source's obligation to comply with any other provisions of the Act;
- (3) Requiring a change of any kind in any State law regulating electric utility rates and charges, affecting any State law regarding such State regulation, or limiting such State regulation, including any prudence review requirements under such State law;
- (4) Modifying the Federal Power Act or affecting the authority of the Federal Energy Regulatory Commission under the Federal Power Act; or,
- (5) Interfering with or impairing any program for competitive bidding for power supply in a State in which such program is established.

Certification

I am authorized to make this submission on behalf of the owners and operators of the affected source or affected units for which the submission is made. I certify under penalty of law that I have personally examined, and am familiar with, the statements and information submitted in this document and all its attachments. Based on my inquiry of those individuals with primary responsibility for obtaining the information, I certify that the statements and information are to the best of my knowledge and belief true, accurate, and complete. I am aware that there are significant penalties for submitting false statements and information or omitting required statements and information, including the possibility of fine or imprisonment.

Name	Richard Wolfinger	
Signature		Date 4-14-00



Certificate of Representation

Page 1

For more information, see instructions and refer to 40 CFR 72.24

This submission is: ☒ New ☐ Revised (revised submissions must be completed in full; see instructions)

This submission includes combustion or process sources under 40 CFR part 74 ☐

STEP 1
Identify the source by
plant name, State, and
ORIS code.

Plant Name	Oleander Power Project, L.P.	State	FL	ORIS Code	55286
------------	------------------------------	-------	----	-----------	-------

STEP 2
Enter requested
information for the
designated
representative.

Name		Richard Wolfinger	
Address			
111 Market Place Baltimore, MD 21202			
Phone Number		Fax Number	
410-230-4614		410-230-4847	
E-mail address (if available)			
rwolfinger@conpwr.com			

STEP 3
Enter requested
information for the
alternate designated
representative, if
applicable.

Name		Douglas S. Perry	
Phone Number		Fax Number	
410-230-4611		410-230-4847	
E-mail address (if available)			
dperry@conpwr.com			

STEP 4
Complete Step 5, read
the certifications, and
sign and date. For a
designated representa-
tive of a combustion or
process source under 40
CFR part 74, the refer-
ences in the certifications
to "affected unit" or
"affected units" also
apply to the combustion
or process source under
40 CFR part 74 and the
references to "affected
source" also apply to
the source at which the
combustion or process
source is located.

I certify that I was selected as the designated representative or alternate designated representative, as applicable, by an agreement binding on the owners and operators of the affected source and each affected unit at the source.

I certify that I have given notice of the agreement, selecting me as the 'designated representative' for the affected source and each affected unit at the source identified in this certificate of representation, in a newspaper of general circulation in the area where the source is located or in a State publication designed to give general public notice.

I certify that I have all necessary authority to carry out my duties and responsibilities under the Acid Rain Program on behalf of the owners and operators of the affected source and of each affected unit at the source and that each such owner and operator shall be fully bound by my actions, inactions, or submissions.

I certify that I shall abide by any fiduciary responsibilities imposed by the agreement by which I was selected as designated representative or alternate designated representative, as applicable.

I certify that the owners and operators of the affected source and of each affected unit at the source shall be bound by any order issued to me by the Administrator, the permitting authority, or a court regarding the source or unit.

Where there are multiple holders of a legal or equitable title to, or a leasehold interest in, an affected unit, or where a utility or industrial customer purchases power from an affected unit under life-of-the-unit, firm power contractual arrangements, I certify that:



I have given a written notice of my selection as the designated representative or alternate designated representative, as applicable, and of the agreement by which I was selected to each owner and operator of the affected source and of each affected unit at the source; and

Allowances and the proceeds of transactions involving allowances will be deemed to be held or distributed in proportion to each holder's legal, equitable, leasehold, or contractual reservation or entitlement or, if such multiple holders have expressly provided for a different distribution of allowances by contract, that allowances and the proceeds of transactions involving allowances will be deemed to be held or distributed in accordance with the contract.

The agreement by which I was selected as the alternate designated representative, if applicable, includes a procedure for the owners and operators of the source and affected units at the source to authorize the alternate designated representative to act in lieu of the designated representative.

Oleander Power Project, L.P. Plant Name (from Step 1)

I am authorized to make this submission on behalf of the owners and operators of the affected source or affected units for which the submission is made. I certify under penalty of law that I have personally examined, and am familiar with, the statements and information submitted in this document and all its attachments. Based on my inquiry of those individuals with primary responsibility for obtaining the information, I certify that the statements and information are to the best of my knowledge and belief true, accurate, and complete. I am aware that there are significant penalties for submitting false statements and information or omitting required statements and information, including the possibility of fine or imprisonment.

 Signature (designated representative)	4-14-00 Date
 Signature (alternate designated representative)	4/12/00 Date

STEP 5
 Provide the name of every owner and operator of the source and identify each affected unit (or combustion or process source) they own and/or operate.

Name Oleander Power Project, L.P.					<input checked="" type="checkbox"/> Owner <input checked="" type="checkbox"/> Operator	
ID# 0-1	ID# 0-2	ID# 0-3	ID# 0-4	ID# 0-5	ID#	ID#
ID#	ID#	ID#	ID#	ID#	ID#	ID#

Name					<input type="checkbox"/> Owner <input type="checkbox"/> Operator	
ID#	ID#	ID#	ID#	ID#	ID#	ID#
ID#	ID#	ID#	ID#	ID#	ID#	ID#

Name					<input type="checkbox"/> Owner <input type="checkbox"/> Operator	
ID#	ID#	ID#	ID#	ID#	ID#	ID#
ID#	ID#	ID#	ID#	ID#	ID#	ID#

Name					<input type="checkbox"/> Owner <input type="checkbox"/> Operator	
ID#	ID#	ID#	ID#	ID#	ID#	ID#
ID#	ID#	ID#	ID#	ID#	ID#	ID#

OLEANDER POWER PROJECT, L.P.

111 Market Place, Suite 200
Baltimore, MD 21202

April 11, 2000

Scott Sheplak
Florida Department of Environmental Protection
Air Resources Management
2600 Blair Stone Road
Tallahassee, FL 32399

RE: Oleander Power Project, L.P.

Dear Mr. Sheplak:

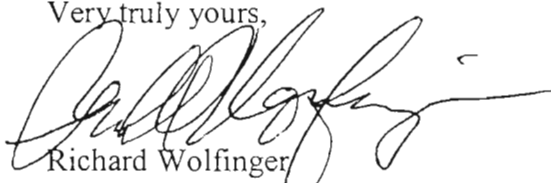
Enclosed please find our Phase II Permit Application (40 CFR 72.30 and 72.31) as well as copies of our Certificate of Representation (40 CFR 72.24), for a new 950 MW natural gas and oil fired peaking power station located at 532 Townsend Road, Cocoa, Florida. We have recently submitted a construction air permit for this facility.

Please note that this project is a fast-tracked peaking power plant project, and is scheduled for commercial operations in March 2002. Development efforts began only in mid 1999.

Please call Richard Wolfinger at (410) 230-4614, if you have any questions regarding this submission.

We look forward to receiving your completeness review notification.

Very truly yours,



Richard Wolfinger
Vice President and Project Manager

cc: Tomas Casio



Phase II Permit Application

Page 1

For more information, see instructions and refer to 40 CFR 72.30 and 72.31

This submission is: ☒ New ☐ Revised

STEP 1
Identify the source by
plant name, State, and
ORIS code.

Plant Name	Oleander Power Project, L.P.	State	FL	ORIS Code	55286
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Compliance Plan				
a	b	c	d	e
Unit ID#	Unit Will Hold Allow- ances in Accordance with 40 CFR 72.9(c)(1)	Repowering Plan	New Units Commence Operation Date	New Units Monitor Certification Deadline

STEP 2
Enter the unit ID#
for each affected
unit, and indicate
whether a unit is
being repowered
and the repowering
plan being renewed
by entering "yes" or
"no" at column c. For
new units, enter the
requested information
in columns d and e.

0-1	Yes		March 2002	June 2002
0-2	Yes		"	"
0-3	Yes		"	"
0-4	Yes		"	"
0-5	Yes		"	"
	Yes			
	Yes			
	Yes			
	Yes			
	Yes			
	Yes			
	Yes			

STEP 3
Check the box if the
response in column c
of Step 2 is "Yes"
for any unit.

☐ For each unit that is being repowered, the Repowering Extension Plan form is included.

STEP 4
Read the standard requirements and certification, enter the name of the designated representative, and sign and date

Standard Requirements

Permit Requirements.

- (1) The designated representative of each affected source and each affected unit at the source shall:
 - (i) Submit a complete Acid Rain permit application (including a compliance plan) under 40 CFR part 72 in accordance with the deadlines specified in 40 CFR 72.30; and
 - (ii) Submit in a timely manner any supplemental information that the permitting authority determines is necessary in order to review an Acid Rain permit application and issue or deny an Acid Rain permit;
- (2) The owners and operators of each affected source and each affected unit at the source shall:
 - (i) Operate the unit in compliance with a complete Acid Rain permit application or a superseding Acid Rain permit issued by the permitting authority; and
 - (ii) Have an Acid Rain Permit.

Monitoring Requirements.

- (1) The owners and operators and, to the extent applicable, designated representative of each affected source and each affected unit at the source shall comply with the monitoring requirements as provided in 40 CFR part 75.
- (2) The emissions measurements recorded and reported in accordance with 40 CFR part 75 shall be used to determine compliance by the unit with the Acid Rain emissions limitations and emissions reduction requirements for sulfur dioxide and nitrogen oxides under the Acid Rain Program.
- (3) The requirements of 40 CFR part 75 shall not affect the responsibility of the owners and operators to monitor emissions of other pollutants or other emissions characteristics at the unit under other applicable requirements of the Act and other provisions of the operating permit for the source.

Sulfur Dioxide Requirements.

- (1) The owners and operators of each source and each affected unit at the source shall:
 - (i) Hold allowances, as of the allowance transfer deadline, in the unit's compliance subaccount (after deductions under 40 CFR 73.34(c)) not less than the total annual emissions of sulfur dioxide for the previous calendar year from the unit; and
 - (ii) Comply with the applicable Acid Rain emissions limitations for sulfur dioxide.
- (2) Each ton of sulfur dioxide emitted in excess of the Acid Rain emissions limitations for sulfur dioxide shall constitute a separate violation of the Act.
- (3) An affected unit shall be subject to the requirements under paragraph (1) of the sulfur dioxide requirements as follows:
 - (i) Starting January 1, 2000, an affected unit under 40 CFR 72.6(a)(2); or
 - (ii) Starting on the later of January 1, 2000 or the deadline for monitor certification under 40 CFR part 75, an affected unit under 40 CFR 72.6(a)(3).
- (4) Allowances shall be held in, deducted from, or transferred among Allowance Tracking System accounts in accordance with the Acid Rain Program.
- (5) An allowance shall not be deducted in order to comply with the requirements under paragraph (1) of the sulfur dioxide requirements prior to the calendar year for which the allowance was allocated.
- (6) An allowance allocated by the Administrator under the Acid Rain Program is a limited authorization to emit sulfur dioxide in accordance with the Acid Rain Program. No provision of the Acid Rain Program, the Acid Rain permit application, the Acid Rain permit, or an exemption under 40 CFR 72.7, 72.8, or 72.14 and no provision of law shall be construed to limit the authority of the United States to terminate or limit such authorization.
- (7) An allowance allocated by the Administrator under the Acid Rain Program does not constitute a property right.

Nitrogen Oxides Requirements. The owners and operators of the source and each affected unit at the source shall comply with the applicable Acid Rain emissions limitation for nitrogen oxides.

Excess Emissions Requirements.

- (1) The designated representative of an affected unit that has excess emissions in any calendar year shall submit a proposed offset plan, as required under 40 CFR part 77.
- (2) The owners and operators of an affected unit that has excess emissions in any calendar year shall:
 - (i) Pay without demand the penalty required, and pay upon demand the interest on that penalty, as required by 40 CFR part 77; and
 - (ii) Comply with the terms of an approved offset plan, as required by 40 CFR part 77.

Recordkeeping and Reporting Requirements.

- (1) Unless otherwise provided, the owners and operators of the source and each affected unit at the source shall keep on site at the source each of the following documents for a period of 5 years from the date the document is created. This period may be extended for cause, at any time prior to the end of 5 years, in writing by the Administrator or permitting authority:
 - (i) The certificate of representation for the designated representative for the source and each affected unit at the source and all documents that demonstrate the truth of the statements in the certificate of representation, in accordance with 40 CFR 72.24; provided that the certificate and documents shall be retained on site at the source beyond such 5-year period until such documents are superseded because of the submission of a new certificate of representation changing the designated representative;
 - (ii) All emissions monitoring information, in accordance with 40 CFR part 75, provided that to the extent that 40 CFR part 75 provides for a 3-year period for recordkeeping, the 3-year period shall apply.
 - (iii) Copies of all reports, compliance certifications, and other submissions and all records made or required under the Acid Rain Program; and,
 - (iv) Copies of all documents used to complete an Acid Rain permit application and any other submission under the Acid Rain Program or to demonstrate compliance with the requirements of the Acid Rain Program.
- (2) The designated representative of an affected source and each affected unit at the source shall submit the reports and compliance certifications required under the Acid Rain Program, including those under 40 CFR part 72 subpart I and 40 CFR part 75.

Liability.

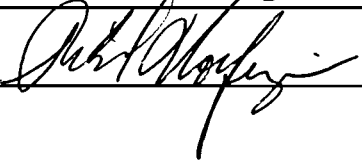
- (1) Any person who knowingly violates any requirement or prohibition of the Acid Rain Program, a complete Acid Rain permit application, an Acid Rain permit, or an exemption under 40 CFR 72.7, 72.8, or 72.14, including any requirement for the payment of any penalty owed to the United States, shall be subject to enforcement pursuant to section 113(c) of the Act.
- (2) Any person who knowingly makes a false, material statement in any record, submission, or report under the Acid Rain Program shall be subject to criminal enforcement pursuant to section 113(c) of the Act and 18 U.S.C. 1001.
- (3) No permit revision shall excuse any violation of the requirements of the Acid Rain Program that occurs prior to the date that the revision takes effect.
- (4) Each affected source and each affected unit shall meet the requirements of the Acid Rain Program.
- (5) Any provision of the Acid Rain Program that applies to an affected source (including a provision applicable to the designated representative of an affected source) shall also apply to the owners and operators of such source and of the affected units at the source.
- (6) Any provision of the Acid Rain Program that applies to an affected unit (including a provision applicable to the designated representative of an affected unit) shall also apply to the owners and operators of such unit. Except as provided under 40 CFR 72.44 (Phase II repowering extension plans) and 40 CFR 76.11 (NO_x averaging plans), and except with regard to the requirements applicable to units with a common stack under 40 CFR part 75 (including 40 CFR 75.16, 75.17, and 75.18), the owners and operators and the designated representative of one affected unit shall not be liable for any violation by any other affected unit of which they are not owners or operators or the designated representative and that is located at a source of which they are not owners or operators or the designated representative.
- (7) Each violation of a provision of 40 CFR parts 72, 73, 74, 75, 76, 77, and 78 by an affected source or affected unit, or by an owner or operator or designated representative of such source or unit, shall be a separate violation of the Act.

Effect on Other Authorities. No provision of the Acid Rain Program, an Acid Rain permit application, an Acid Rain permit, or an exemption under 40 CFR 72.7, 72.8, or 72.14 shall be construed as:

- (1) Except as expressly provided in title IV of the Act, exempting or excluding the owners and operators and, to the extent applicable, the designated representative of an affected source or affected unit from compliance with any other provision of the Act, including the provisions of title I of the Act relating to applicable National Ambient Air Quality Standards or State Implementation Plans;
- (2) Limiting the number of allowances a unit can hold; *provided*, that the number of allowances held by the unit shall not affect the source's obligation to comply with any other provisions of the Act;
- (3) Requiring a change of any kind in any State law regulating electric utility rates and charges, affecting any State law regarding such State regulation, or limiting such State regulation, including any prudence review requirements under such State law;
- (4) Modifying the Federal Power Act or affecting the authority of the Federal Energy Regulatory Commission under the Federal Power Act; or,
- (5) Interfering with or impairing any program for competitive bidding for power supply in a State in which such program is established.

Certification

I am authorized to make this submission on behalf of the owners and operators of the affected source or affected units for which the submission is made. I certify under penalty of law that I have personally examined, and am familiar with, the statements and information submitted in this document and all its attachments. Based on my inquiry of those individuals with primary responsibility for obtaining the information, I certify that the statements and information are to the best of my knowledge and belief true, accurate, and complete. I am aware that there are significant penalties for submitting false statements and information or omitting required statements and information, including the possibility of fine or imprisonment.

Name	Richard Wolfinger	
Signature		4-14-00 Date



Certificate of Representation

Page 1

For more information, see instructions and refer to 40 CFR 72.24

This submission is: ☒ New ☐ Revised (revised submissions must be completed in full; see instructions)

This submission includes combustion or process sources under 40 CFR part 74 ☐

STEP 1
Identify the source by
plant name, State, and
ORIS code.

Plant Name	Oleander Power Project, L.P.	State	FL	ORIS Code	55286
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STEP 2
Enter requested
information for the
designated
representative.

Name		Richard Wolfinger	
Address			
111 Market Place Baltimore, MD 21202			
Phone Number		410-230-4614	
Fax Number		410-230-4847	
E-mail address (if available)			
rwolfinger@conpwr.com			

STEP 3
Enter requested
information for the
alternate designated
representative, if
applicable.

Name		Douglas S. Perry	
Phone Number		410-230-4611	
Fax Number		410-230-4847	
E-mail address (if available)			
dperry@conpwr.com			

STEP 4
Complete Step 5, read
the certifications, and
sign and date. For a
designated representa-
tive of a combustion or
process source under 40
CFR part 74, the refer-
ences in the certifications
to "affected unit" or
"affected units" also
apply to the combustion
or process source under
40 CFR part 74 and the
references to "affected
source" also apply to
the source at which the
combustion or process
source is located.

I certify that I was selected as the designated representative or alternate designated representative, as applicable, by an agreement binding on the owners and operators of the affected source and each affected unit at the source.

I certify that I have given notice of the agreement, selecting me as the 'designated representative' for the affected source and each affected unit at the source identified in this certificate of representation, in a newspaper of general circulation in the area where the source is located or in a State publication designed to give general public notice.

I certify that I have all necessary authority to carry out my duties and responsibilities under the Acid Rain Program on behalf of the owners and operators of the affected source and of each affected unit at the source and that each such owner and operator shall be fully bound by my actions, inactions, or submissions.

I certify that I shall abide by any fiduciary responsibilities imposed by the agreement by which I was selected as designated representative or alternate designated representative, as applicable.

I certify that the owners and operators of the affected source and of each affected unit at the source shall be bound by any order issued to me by the Administrator, the permitting authority, or a court regarding the source or unit.

Where there are multiple holders of a legal or equitable title to, or a leasehold interest in, an affected unit, or where a utility or industrial customer purchases power from an affected unit under life-of-the-unit, firm power contractual arrangements, I certify that:

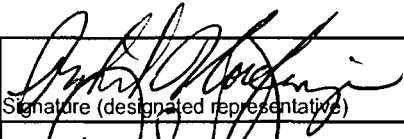
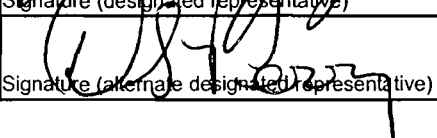
I have given a written notice of my selection as the designated representative or alternate designated representative, as applicable, and of the agreement by which I was selected to each owner and operator of the affected source and of each affected unit at the source; and

Allowances and the proceeds of transactions involving allowances will be deemed to be held or distributed in proportion to each holder's legal, equitable, leasehold, or contractual reservation or entitlement or, if such multiple holders have expressly provided for a different distribution of allowances by contract, that allowances and the proceeds of transactions involving allowances will be deemed to be held or distributed in accordance with the contract.

The agreement by which I was selected as the alternate designated representative, if applicable, includes a procedure for the owners and operators of the source and affected units at the source to authorize the alternate designated representative to act in lieu of the designated representative.

Oleander Power Project, L.P. Plant Name (from Step 1)

I am authorized to make this submission on behalf of the owners and operators of the affected source or affected units for which the submission is made. I certify under penalty of law that I have personally examined, and am familiar with, the statements and information submitted in this document and all its attachments. Based on my inquiry of those individuals with primary responsibility for obtaining the information, I certify that the statements and information are to the best of my knowledge and belief true, accurate, and complete. I am aware that there are significant penalties for submitting false statements and information or omitting required statements and information, including the possibility of fine or imprisonment.

 Signature (designated representative)	4-14-00 Date
 Signature (alternate designated representative)	4/12/00 Date

STEP 5
 Provide the name of every owner and operator of the source and identify each affected unit (or combustion or process source) they own and/or operate.

Name Oleander Power Project, L.P.					<input checked="" type="checkbox"/> Owner <input checked="" type="checkbox"/> Operator	
ID# 0-1	ID# 0-2	ID# 0-3	ID# 0-4	ID# 0-5	ID#	ID#
ID#	ID#	ID#	ID#	ID#	ID#	ID#

Name					<input type="checkbox"/> Owner <input type="checkbox"/> Operator	
ID#	ID#	ID#	ID#	ID#	ID#	ID#
ID#	ID#	ID#	ID#	ID#	ID#	ID#

Name					<input type="checkbox"/> Owner <input type="checkbox"/> Operator	
ID#	ID#	ID#	ID#	ID#	ID#	ID#
ID#	ID#	ID#	ID#	ID#	ID#	ID#

Name					<input type="checkbox"/> Owner <input type="checkbox"/> Operator	
ID#	ID#	ID#	ID#	ID#	ID#	ID#
ID#	ID#	ID#	ID#	ID#	ID#	ID#



Oleander Power Project

111 Market Place, Suite 200
Baltimore, MD 21202
Phone: 410-230-4600
Fax: 410-230-4847

RECEIVED
OCT 18 2001
BUREAU OF AIR REGULATION

October 9, 2001

U.S. Environmental Protection Agency
Acid Rain Program (6204J)
Attention: Designated Representative
501 3rd Street, N.W.
Washington, D.C. 20001

**RE: Oleander Power Project, L.P.
ORIS Code 55286**

Dear Sir or Madam:

Please find enclosed our Certificate of Representation (40 CFR 72.24), for change of the Designated Representative and Alternate Designated Representative. A copy of this Certificate of Representation, has also been submitted to the Florida Department of Environmental Quality.

Please call Al Picardi at (410) 230-4755 if you have any questions regarding this submission.

Very truly yours,

Craig Fierstein, Designated Representative
Oleander Power Project, L.P.

cc:

Scott Sheplak
Florida Department of Environmental Protection
Air Resources Management
2600 Blair Stone Road
Tallahassee, FL 32399



Certificate of Representation

For more information, see instructions and refer to 40 CFR 72.24

This submission is: ☐ New ☒ Revised (revised submissions must be completed in full; see instructions)

This submission includes combustion or process sources under 40 CFR part 74 ☐

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BUREAU OF AIR REGULATION

STEP 1

Identify the source by plant name, State, and ORIS code.

Plant Name	OLEANDER POWER PROJECT, L.P.	State FL	ORIS Code 55286
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STEP 2

Enter requested information for the designated representative.

NAME	CRAIG FIERSTEIN		
ADDRESS	OLEANDER POWER PROJECT, L.P. c/o CONSTELLATION COMPANIES, INC. 111 MARKET PLACE, SUITE 200 BALTIMORE, MD 21202		
Phone Number	(410) 230 - 4636	Fax Number	(410) 230 - 4975
E-mail address (if available) craig.fierstein@constellation.com			

STEP 3

Enter requested information for the alternate designated representative, if applicable.

Name	EDWARD C. SCHWAB		
Phone Number	(410) 230 - 4645	Fax Number	(410) 230 - 4975
E-mail address (if available) edward.schwab@constellation.com			

I certify that I was selected as the designated representative or alternate designated representative, as applicable, by an agreement binding on the owners and operators of the affected source and each affected unit at the source.

I certify that I have given notice of the agreement, selecting me as the 'designated representative' for the affected source and each affected unit at the source identified in this certificate of representation, in a newspaper of general circulation in the area where the source is located or in a State publication designed to give general public notice.

I certify that I have all necessary authority to carry out my duties and responsibilities under the Acid Rain Program on behalf of the owners and operators of the affected source and of each affected unit at the source and that each such owner and operator shall be fully bound by my actions, inactions, or submissions.

I certify that I shall abide by any fiduciary responsibilities imposed by the agreement by which I was selected as designated representative or alternate designated representative, as applicable.

I certify that the owners and operators of the affected source and of each affected unit at the source shall be bound by any order issued to me by the Administrator, the permitting authority, or a court regarding the source or unit.

Where there are multiple holders of a legal or equitable title to, or a leasehold interest in, an affected unit, or where a utility or industrial customer purchases power from an affected unit under life-of-the-unit, firm power contractual arrangements, I certify that:

I have given a written notice of my selection as the designated representative or alternate designated representative, as applicable, and of the agreement by which I was selected to each owner and operator of the affected source and of each affected unit at the source; and

Allowances and the proceeds of transactions involving allowances will be deemed to be held or distributed in proportion to each holder's legal, equitable, leasehold, or contractual reservation or entitlement or, if such multiple holders have expressly provided for a different distribution of allowances by contract, that allowances and the proceeds of transactions involving allowances will be deemed to be held or distributed in accordance with the contract.

The agreement by which I was selected as the alternate designated representative, if applicable, includes a procedure for the owners and operators of the source and affected units at the source to authorize the alternate designated representative to act in lieu of the designated representative.

Plant Name (from Step 1) OLEANDER POWER PROJECT, L.P.

Certificate - Page 2
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I am authorized to make this submission on behalf of the owners and operators of the affected source or affected units for which the submission is made. I certify under penalty of law that I have personally examined, and am familiar with, the statements and information submitted in this document and all its attachments. Based on my inquiry of those individuals with primary responsibility for obtaining the information, I certify that the statements and information are to the best of my knowledge and belief true, accurate, and complete. I am aware that there are significant penalties for submitting false statements and information or omitting required statements and information, including the possibility of fine or imprisonment.

Signature (designated representative)	Date 9/6/01
Signature (alternate designated representative)	Date 9/6/01

STEP 5
Provide the name of every owner and operator of the source and identify each affected unit (or combustion or process source) they own and/or operate.

Name OLEANDER POWER PROJECT, L.P.					<input checked="" type="checkbox"/> Owner	<input checked="" type="checkbox"/> Operator
ID# OG-1	ID# OG-2	ID# OG-3	ID# OG-4	ID#	ID#	ID#
ID#	ID#	ID#	ID#	ID#	ID#	ID#

Name					<input type="checkbox"/> Owner	<input type="checkbox"/> Operator
ID#	ID#	ID#	ID#	ID#	ID#	ID#
ID#	ID#	ID#	ID#	ID#	ID#	ID#

Name					<input type="checkbox"/> Owner	<input type="checkbox"/> Operator
ID#	ID#	ID#	ID#	ID#	ID#	ID#
ID#	ID#	ID#	ID#	ID#	ID#	ID#

Acid Rain Program

Instructions for Certificate of Representation (40 CFR 72.24)

Under the Acid Rain Program (at 40 CFR part 72 subpart B), the owners and operators for each affected source must designate a representative, and may designate an alternate, to act on their behalf. The owners and operators must choose the designated representative through a process that ensures that all owners and operators have notice regarding the selection.

All affected units at a source must have the same designated representative. The designated representative is responsible for all submissions and allowance transactions relating to the units at that source, and is liable for acts or omissions within the scope of his or her responsibilities under the Acid Rain Program.

Please type or print. If more space is needed, photocopy the second page. Indicate the page order and total number of pages (e.g., 1 of 4, 2 of 4, etc.) in the boxes in the upper right hand corner of each page. **Note:** A Certificate of Representation amending an earlier submission supersedes the earlier submission in its entirety. A revised Certificate of Representation must therefore be complete, including signature and dating by the designated representative (and the alternate designated representative, if applicable), as required under 40 CFR 72.24(a) and 72.25(a).

Submit one Certificate of Representation form with original signatures. Remember that under 40 CFR 72.21, the designated representative must notify each owner and operator of all Acid Rain Program submissions.

For assistance, call the Acid Rain Hotline at (202) 564-9620.

STEP 1 An ORIS code is a 4 digit number assigned by the Energy Information Agency (EIA) at the U.S. Department of Energy to power plants owned by utilities. If the plant is not owned by a utility but has a 5 digit facility code (also assigned by EIA), use the facility code. If no code has been assigned or if there is uncertainty regarding what the code number is, contact EIA at (202) 426-1142 (for ORIS codes), or (202) 426-1269 (for facility codes).

For a combustion or process source under 40 CFR part 74, identify the ORIS or facility code, if one has been assigned. If not, leave blank.

STEP 2 The designated representative must be a natural person and cannot be a company. Please enter the firm name and address as it should appear on all correspondence. Note: All EPA correspondence is mailed to the designated representative only. An alternate designated representative must rely on the designated representative to forward information mailed by EPA to the designated representative.

STEP 4 Note that the certifications apply to the designated representative of combustion or process sources seeking to become opt-in sources under 40 CFR part 74.

STEP 5 See 40 CFR 72.2 for the definitions of "owner" and "operator." The owners and operators may be companies or natural persons.

Identify each affected unit at the affected source that is owned or operated by the named party by providing the appropriate unit identification number.

The identification number entered for each unit should be consistent with previously submitted Certificates of Representation (if applicable), with unit identification numbers listed in NADB (for units that commenced operation prior to 1993), and with unit identification numbers used in reporting to DOE and/or EIA. For new units without identification numbers, owners and operators may assign such numbers consistent with EIA and DOE requirements. NADB is the National Allowance Data Base for the Acid Rain Program, and can be downloaded from the Acid Rain Program Website at "www.epa.gov/acidrain/" or obtained on diskette by calling the Acid Rain Hotline. This data file is in dBase format for use on an IBM-compatible PC and requires 2 megabytes of hard drive memory.

Mail this form to:

U.S. Environmental Protection Agency
Acid Rain Program (6204J)
Attention: Designated Representative

by regular/certified mail:

1200 Pennsylvania Ave, NW
Washington, DC 20460

or overnight mail:

501 3rd St., NW
Washington, DC 20001
(202)564-9115

Submit this form prior to or concurrent with the first submission under the Acid Rain Program. This form must be submitted before participating in the annual auctions and sales of allowances. EPA will not issue proceeds from auctions or sales to a unit until it receives a complete Certificate of Representation.

Combustion or process sources seeking to become opt-in sources under 40 CFR part 74 must submit this form prior to or concurrent with the opt-in permit application under 40 CFR 74.14.

Submit a revised Certificate of Representation when any information in the existing Certificate of Representation changes. EPA must be notified of changes to owners and operators within 30 days.

Paperwork Burden Estimate

The burden on the public for collecting and reporting information under this request is estimated at 35 hours per response. Send comments regarding this collection of information, including suggestions for reducing the burden, to: Chief, Information Policy Branch (2136), U.S. Environmental Protection Agency, 401 M Street, SW, Washington, D.C. 20460; and to: Paperwork Reduction Project (OMB#2060-0221), Office of Information and Regulatory Affairs, Office of Management and Budget, Washington, D.C. 20503. **Do not submit forms to these addresses; see the submission instructions above.**