



KOOGLER & ASSOCIATES
ENVIRONMENTAL SERVICES
4014 NW THIRTEENTH STREET
GAINESVILLE, FLORIDA 32609
352/377-5822 • FAX/377-7158

KA 102-00-03

August 15, 2002

RECEIVED

AUG 16 2002

BUREAU OF AIR REGULATION

Mr. Syed Arif, P.E.
Florida Department of
Environmental Protection
Twin Towers Office Building
2600 Blair Stone Rd
Tallahassee, FL 32399-2400

Subject: Update on Construction Activity
Permit No. 0470002-39-AC, PSD-FL-297
White Springs Agricultural Products, Inc

Dear Mr. Arif:


This is to update the information previously submitted to FDEP files regarding the above referenced project.

The D Phosphoric Acid Plant is currently undergoing modification for the increase in production rate authorized by the above referenced permit. In the midst of the construction work, it has been determined that the plant's filter pan will also need to be replaced. As this issue does not alter any of the permit provisions, the information is being submitted simply to update FDEP files on the project.

If you have any questions, please do not hesitate to call Pradeep Raval or me.

Very truly yours,

KOOGLER & ASSOCIATES


John B. Koogler, Ph.D./P.E.
Florida Registration No. 12925 (Seal)

JBK:par

c: C. Pults, WSAC

Gibson, Victoria

From: Comer, Patricia
Sent: Friday, September 22, 2006 2:03 PM
To: Koerner, Jeff
Cc: Miskelley, Valerie; Gibson, Victoria; Arif, Syed; Felton-Smith, Rita
Subject: RE: White Springs Chemicals, Inc. Withdrawal of Request for Extension of Time

You are correct. It was only the extension of the construction permit-039-AC, Syed's project, OGC case 06-1949.

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

From: Koerner, Jeff
Sent: Friday, September 22, 2006 1:54 PM
To: Comer, Patricia
Cc: Miskelley, Valerie; Gibson, Victoria; Arif, Syed; Felton-Smith, Rita
Subject: RE: White Springs Chemicals, Inc. Withdrawal of Request for Extension of Time

Pat,

PCS White Springs has a few requests for extensions of time. The PDF file was not available in your email, so I'm not 100% sure which project they withdrew. I think it was Project No. 0470002-039-AC, which was Syed's project. Please confirm.

Thanks!

Jeff

From: Comer, Patricia
Sent: Friday, September 22, 2006 1:41 PM
To: Susan Stephens; 'Kay Skipper'; Felton-Smith, Rita; Koerner, Jeff
Cc: Miskelley, Valerie; Gibson, Victoria
Subject: RE: White Springs Chemicals, Inc. Withdrawal of Request for Extension of Time

Thank-you. The OGC file has been closed on this case.

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

From: Kay Skipper [<mailto:KayS@hgslaw.com>]
Sent: Friday, September 22, 2006 11:15 AM
To: Comer, Patricia; Felton-Smith, Rita; Bull, Robert; cpultz@pcsphosphate.com
Cc: Susan Stephens
Subject: White Springs Chemicals, Inc. Withdrawal of Request for Extension of Time

<< File: DOC115.PDF >>

**STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION
OFFICE OF GENERAL COUNSEL**

3900 Commonwealth Boulevard, M.S. 35
Marjory Stoneman Douglas Building
Tallahassee, Florida 32399-3000

FACSIMILE TRANSMITTAL

To: Vickie Gibson

Fax: 921-9533

From: Lea Crandall

Phone: 245-2212

Pages: 3 Pages Including Cover

Date: 9/22/06

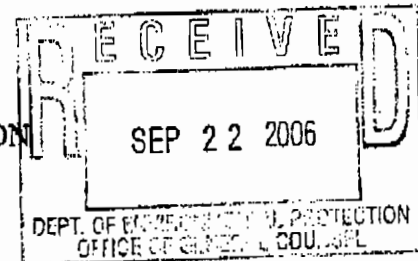
RE: Withdrawal of Request for Ext. of Time

Comments: White Springs

Original WILL follow VIA United States Postal Service
 Overnight Delivery
Original will NOT follow

The information contained in this facsimile message is attorney privileged and confidential, intended only for the use of individual or entity named above. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution, or copy of this communication is strictly prohibited. If you have received this communication in error, please immediately notify sender by telephone and return the original to us at the above address via United States Postal Service.

STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION



White Springs Agricultural
Chemicals, Inc.,

Petitioner,

OGC Case No. 06-1949

DEP Permit No. 0470002-039-AC

v.

Florida Department of Environmental
Protection,

Respondent.

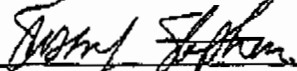
White Springs Agricultural Chemicals, Inc
Withdrawal of Request for Extension of Time

White Springs Agricultural Chemicals, Inc., ("WHITE SPRINGS") hereby withdraws its request, previously filed on September 5, 2006, that the Department grant an extension of the time to initiate administrative proceedings pursuant to Section 120.569 and 120.57, Florida Statutes, with regard to the Department's "Public Notice of Intent to Issue Revised Air Construction Permit" (Air Construction Permit No. 0470002-039-AC (PSD-FL-297)). WHITE SPRINGS received a notice of intent referencing Air Construction Permit No. 0470002-039-AC (PSD-FL-297), on or about August 23, 2006. On September 7, 2006, the Department granted the request for extension of time, through and including October 31, 2006.

WHITE SPRINGS hereby withdraws its Request for Extension of Time to petition for hearing on Air Construction Permit No. 0470002-039-AC (PSD-FL-297) and requests that the Department close DEP OGC Case No. 06-1949 accordingly.

Submitted this 22nd day of September, 2006,

HOPPING GREEN & SAMS

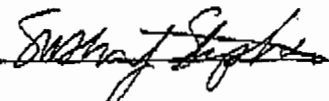

Susan L. Stephens, Esq.
FBN 986836
P.O. Box 6526
Tallahassee, Florida 32314
(850) 222-7500

Attorneys for White Springs
Agricultural Chemicals, Inc.

cc: Patricia Comer, DEP
Rita Felton-Smith, DEP
Robert Bull, DEP
Charlie Pults, White Springs

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing has been delivered by electronic mail to Pat Comer, Esquire, Office of General Counsel, Department of Environmental Protection, 3900 Commonwealth Blvd, Mail Station 35, Tallahassee, Florida 32399-3000, fax number (850) 245-2302, this 22nd day of September 2006,


Attorney

STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION

WHITE SPRINGS AGRICULTURAL
CHEMICALS, INC.,
SUWANNEE RIVER / SWIFT CREEK,

Petitioner,

v.

OGC No. 06-1949
DEP Permit No. 0470002-039-AC

FLORIDA DEPARTMENT OF
ENVIRONMENTAL PROTECTION,

Respondent.

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

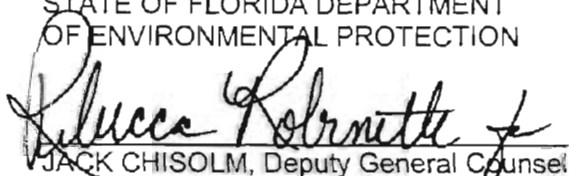
This cause has come before the Florida Department of Environmental Protection (FDEP) upon receipt of a request made by Petitioner, White Springs Agricultural Chemicals, Inc., to grant an extension of time to file a petition for an administrative hearing to allow time to discuss with FDEP several specific permit conditions for its facility in Hamilton 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 **October 31, 2006**, to file a petition in this matter. Filing shall be complete on 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 7th day of September, 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

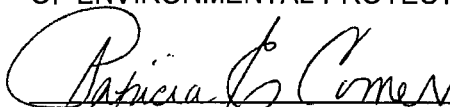
CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished via
 U. S. Mail facsimile **ONLY**, this 7th day of September, 2006, to:

Susan L. Stephens
Hopping Green & Sams
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
3900 Commonwealth Boulevard – MS 35
Tallahassee, Florida 32399-3000
850/245-2288 facsimile 850/245-2302

with a courtesy copy via electronic mail to:

Syed Arif – FDEP Air Resources Management

Gibson, Victoria

From: Miskelley, Valerie
Sent: Thursday, September 07, 2006 1:53 PM
To: Arif, Syed
Cc: Gibson, Victoria
Subject: White Springs

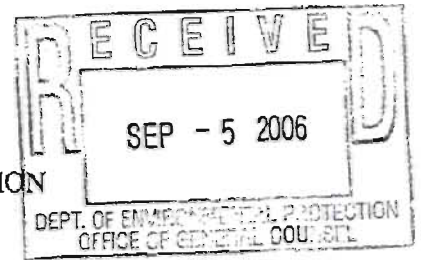
Attachments: Order Granting on White Springs 06-1949.pdf

Here is the order granting time extension on 039-AC. Let me know if you need anything else.



Order Granting on
White Spring...

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

STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION

In re:

White Springs Agricultural Chemicals, Inc.
Suwannee River/Swift Creek Complex
Post Office Box 300
White Springs, FL 32096-0300

DEP Permit No. 0470002-039-AC (PSD-FL-297)

White Springs Agricultural Chemicals, Inc
Request for Extension of Time

Pursuant to Rule 62-110.106(4), Florida Administrative Code, White Springs Agricultural Chemicals, Inc., ("WHITE SPRINGS") hereby requests the Department grant an extension of the time to initiate administrative proceedings pursuant to Section 120.569 and 120.57, Florida Statutes, with regard to the Department's "Public Notice of Intent to Issue Revised Air Construction Permit" (Draft Air Construction Permit No. 0470002-039-AC (PSD-FL-297)). WHITE SPRINGS received the referenced draft permit, as well as Draft Title V Air Operation Permit No. 0470002-048-AV and Draft Air Construction Permit No. 0470002-053-AC (PSD-FL-297B), on or about August 23, 2006. Good cause for granting an extension of time, through and including **October 31, 2006**, to petition for hearing on Draft Air Construction Permit No. 0470002-039-AC (PSD-FL-297) is as follows:

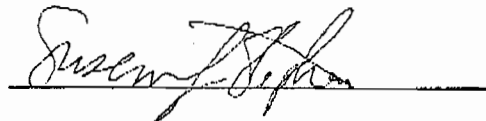
1. The draft permit contains issues of concern and/or confusion as to certain permit conditions that require correction or clarification before WHITE SPRINGS can accept the permit.

Attorneys for White Springs
Agricultural Chemicals, Inc.

cc: Douglas Beason, DEP
Rita Felton-Smith, DEP
Robert Bull, DEP
Charlie Pults, White Springs

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing has been delivered by facsimile and U.S. Mail to Pat Comer, Esquire, Office of General Counsel, Department of Environmental Protection, 3900 Commonwealth Blvd. Mail Station 35, Tallahassee, Florida 32399-3000, fax number (850) 245-2302, this 5th day of September 2006,



Attorney

Gibson, Victoria

From: Gibson, Victoria
Sent: Tuesday, September 05, 2006 3:46 PM
To: Bull, Robert; Arif, Syed; Koerner, Jeff
Subject: FW: Three Requests for Extensions of Time - White Springs Agricultural Chemicals

Attachments: Di4700609050235.PDF

FYI,

Vickie

From: Crandall, Lea
Sent: Tuesday, September 05, 2006 3:46 PM
To: Gibson, Victoria
Subject: FW: Three Requests for Extensions of Time - White Springs Agricultural Chemicals

Here are the requests.

Thanks,
Lea



Di4700609050235.
PDF (1 MB)

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: Tuesday, September 05, 2006 3:10 PM
To: Chisolm, Jack; Brown, Lisa L.; Gibson, Victoria; Bull, Robert; Arif, Syed
Subject: Three Requests for Extensions of Time - White Springs Agricultural Chemicals

FYI, three Requests for Extensions of Time were rec'd. today from White Springs Agricultural Chemicals.

0470002-048-AV
0470002-053-AC
0470002-039-AC

Thanks,
Lea

Lea Crandall

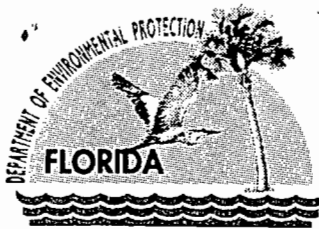
Agency Clerk
Department of Environmental Protection
3900 Commonwealth Boulevard, MS 35

Tallahassee, FL 32399-3000
Phone: (850) 245-2212 SC: 205-2212
Fax: (850) 245-2303

Chronology of Activities

OGC Number **06 1949 24 AC** District **NORTHEAST** County **HAMILTON**
 Style of Case **WHITE SPRINGS AGRICULTURAL CHEMICALS, INC. DEP**
 Program Area **AIR CONSTRUCT** Mode **ADMINISTRATIVE**
 Lead Attorney **PATRICIA E COMER** Status **CLOSED**
 Forum Name _____ Forum Case Number _____
 Permit Appl **0470002-039-AC** Final Order Number _____

Date *	Code	Activity Description
09/05/2006	AA	ASSIGNED TO LEAD ATTORNEY JACK J CHISOLM
09/05/2006	ACO	ADMIN. CASE OPENED IN OGC
09/05/2006	REX1	RECEIVED FIRST REQUEST FOR EXTENSION OF TIME
09/07/2006		ORD GRANTING REQ FOR EXT OF TIME - UNTIL 10/31/06
09/07/2006	AR	RE-ASSIGNED TO LEAD ATTORNEY PATRICIA E COMER
09/22/2006		WITHDRAWAL OF REQUEST FOR EXTENSION OF TIME
09/22/2006	CC	CASE CLOSED IN OGC
09/22/2006		SENT TO BE ARCHIVED



Jeb Bush
Governor

Department of Environmental Protection

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

Colleen M. Castille
Secretary

July 17, 2006

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

Mr. W. K. Thornton, General Manager
White Springs Agricultural Chemicals, Inc.
Suwannee River/Swift Creek Complex
Post Office Box 300
White Springs, Florida 32096-0300

Re: Extension Request/DEP File No. 0470002-039-AC (PSD-FL-297)

Dear Mr. Thornton:

The Department has reviewed Koogler & Associates letter of May 18, 2006, submitted on your behalf and an electronic mail sent on June 20, 2006, from Mr. Charles Pults of your staff requesting an extension of the expiration date of the above referenced permit from December 1, 2006 to December 31, 2008. After reviewing all the submitted information, the expiration date of the referenced permit is hereby extended through **December 31, 2007** for the purposes of completing the following tasks related to the B-Phosphoric Acid Plant:

- Complete the refurbishment and tie-in of the 'C' Plant scrubber
- Modify the pans on one filter to prevent slurry leakage at the pan to cloth attachment
- Study the installation of additional vacuum for the filters

The permit can be further extended through December 31, 2008, if the facility can provide to the Department documentation that new filter pans will be installed to achieve permitted production rates for the B-Phosphoric Acid Plant.

The extension is also conditioned upon the following requirement:

"The permittee shall submit to the Bureau of Air Regulation progress reports of the work done at the B-Phosphoric Acid Plant on a quarterly basis. The first report shall be due by December 31, 2006. The report shall include work accomplished during the quarter and additional work planned for the next quarter. Additionally, production rate data in monthly averages shall be submitted to reflect the outcome of the work accomplished during that quarter. The permittee shall notify the Bureau of Air Regulation of any changes to the construction activities schedule that would affect the applicability of this requirement."

A copy of this letter shall be filed with the referenced permit and shall become part of the permit. This permitting decision is issued pursuant to Chapter 403, Florida Statutes.

A person whose substantial interests are affected by the proposed permitting decision may petition for an administrative proceeding (hearing) under sections 120.569 and 120.57 of the Florida Statutes. The petition must contain the information set forth below and must be filed (received) in the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, Florida, 32399-3000. Petitions filed by the permit applicant or any of the parties listed below must be filed within fourteen days of receipt of this notice of intent. Petitions filed by any persons other than those entitled to written notice under section 120.60(3) of the Florida Statutes must be filed within fourteen days of publication of the public notice or within fourteen days of receipt of this notice of intent, whichever occurs first. Under section 120.60(3), however, any person who asked the

"More Protection, Less Process"

Printed on recycled paper.

Department for notice of agency action may file a petition within fourteen 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 of the Florida Administrative Code.

A petition that disputes the material facts on which the Department's action is based must contain the following information: (a) The name and address of each agency affected and each agency's file or identification number, if known; (b) The name, address, and telephone number of the petitioner, the name, address, and telephone number of the petitioner's representative, if any, which shall be the address for service purposes during the course of the proceeding; and an explanation of how the petitioner's substantial interests will be affected by the agency determination; (c) A statement of how and when 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 indicate; (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 petitioner wishes the agency to take with respect to the agency's proposed action.

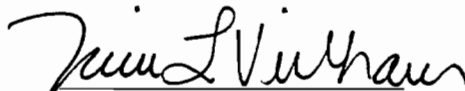
A petition that does not dispute the material facts upon which the Department's action is based shall state that no such facts are in dispute and otherwise shall contain the same information as set forth above, as required by Rule 28-106.301.

Because the administrative hearing process is designed to formulate final agency action, the filing of a petition means that the Department's final action may be different from the position taken by it in this notice. Persons whose substantial interests will be affected by any such final decision of the Department on the application have the right to petition to become a party to the proceeding, in accordance with the requirements set forth above. Mediation is not available in this proceeding.

This permitting decision is final and effective on the date filed with the clerk of the Department unless a petition is filed in accordance with the above paragraphs or unless a request for extension of time in which to file a petition is filed within the time specified for filing a petition pursuant to Rule 62-110.106, F.A.C., and the petition conforms to the content requirements of Rules 28-106.201 and 28-106.301, F.A.C. Upon timely filing of a petition or a request for extension of time, this order will not be effective until further order of the Department.

Any party to this permitting decision (order) has the right to seek judicial review of it under section 120.68 of the Florida Statutes, by filing a notice of appeal under Rule 9.110 of the Florida Rules of Appellate Procedure with the clerk of the Department of Environmental Protection in the Office of General Counsel, Mail Station #35, 3900 Commonwealth Boulevard, Tallahassee, Florida, 32399-3000, and by filing a copy of the notice of appeal accompanied by the applicable filing fees with the appropriate District Court of Appeal. The notice must be filed within thirty days after this order is filed with the clerk of the Department.

Executed in Tallahassee, Florida.



Trina L. Vielhauer, Chief
Bureau of Air Regulation

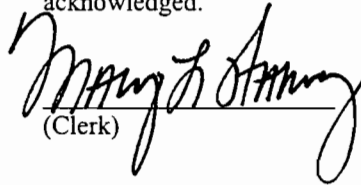
CERTIFICATE OF SERVICE

The undersigned duly designated deputy agency clerk hereby certifies that this PERMIT EXTENSION was sent by certified mail (*) and copies were mailed by U.S. Mail before the close of business on 7/18/06 to the person(s) listed:

- Mr. W. K. Thornton, White Springs Agricultural Chemicals, Inc.*
- Dr. John B. Koogler, Koogler & Associates
- Mr. Charlie Pults, White Springs Agricultural Chemicals, Inc.
- Ms. Rita Felton-Smith, DEP-NED

Clerk Stamp

FILING AND ACKNOWLEDGMENT FILED, on this date, pursuant to §120.52, Florida Statutes, with the designated Department Clerk, receipt of which is hereby acknowledged.


(Clerk)

7/18/06
(Date)

PLACE STICKER AT TOP OF ENVELOPE

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Mr. W. K. Thornton, General Manager
 White Springs Agricultural Chemicals, Inc.
 Suwannee River/Swift Creek Complex
 Post Office Box 300
 White Springs, Florida 32096-0300

2. Article Number

(Transfer from service label)

7000 1670 0013 3110 1038

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X *[Signature]*

Agent

Addressee

B. Received by (Printed Name)

[Signature]

C. Date of Delivery

7/20/06

D. Is delivery address different from item 1? Yes

If YES, enter delivery address below: No

3. Service Type

Certified Mail

Express Mail

Registered

Return Receipt for Merchandise

Insured Mail

C.O.D.

4. Restricted Delivery? (Extra Fee)

Yes

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

**U.S. Postal Service
CERTIFIED MAIL RECEIPT**

(Domestic Mail Only; No Insurance Coverage Provided)

OFFICIAL USE

7000 1670 0013 3110 1038

Postage	\$
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	

Postmark
Here

Mr. W. K. Thornton, General Manager
 White Springs Agricultural Chemicals, Inc.
 Suwannee River/Swift Creek Complex
 Post Office Box 300
 White Springs, Florida 32096-0300

PS Form 3800, May 2000

See Reverse for Instructions