

STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION

MOSAIC FERTILIZER, LLC,

Petitioner,

vs.

OGC Case No. 07-2704
Permit No. 0570008-055-AC

STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION,

Respondent.

_____ /

ORDER CLOSING FILE

On December 18, 2007, the State of Florida Department of Environmental Protection (Department) issued a notice of intent to issue an air construction permit, permit number 0570008-055-AC, for the Best Available Retrofit Technology (BART) requirements to Mosaic Fertilizer, LLC (Mosaic) for its facility in Riverview, Hillsborough County, Florida. Mosaic filed a timely petition for formal administrative hearing (Petition) on the intended draft permit and requested the Petition be held to discuss possible resolution with the Department.

On August 11, 2008, Mosaic submitted an air construction permit to be exempted from the requirements of BART. On March 3, 2009, the Department withdrew its December 2007 intended draft permit and issued a BART exemption permit, permit no. 0570008-061-AC, to Mosaic.

There being no further matters to consider,


IT IS ORDERED:

The Department's file in this matter is CLOSED.

Any party to this order has the right to seek judicial review of the order under section 120.68 of the Florida Statutes by the filing of a notice of appeal under rules 9.110 and 9.190 of the Florida Rules of Appellate Procedure with the clerk of the Department in the Office of General Counsel, 3900 Commonwealth Boulevard, Mail Station 35, 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 of appeal must be filed within thirty days from the date this order is filed with the clerk of the Department.

DONE AND ORDERED this 12th day of March, 2009, in Tallahassee, Florida.

STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION


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

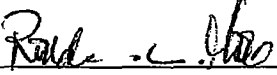
CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing, Order Closing File, was furnished via electronic mail only on this 12th day of March, 2009, to:

Diana M. Jagiella
Atria Corporate Center, #E490
3033 Campus Drive
Plymouth, MN 55441

Diana.Jagiella@mosaicco.com

STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION


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Florida Bar No. 0676411

cc: Trina Vielhauer
Scott Sheplak

Sheplak, Scott

From: Swango, Katie
Sent: Thursday, March 12, 2009 10:39 AM
To: diana.Jagiella@mosiaccio.com
Cc: Vielhauer, Trina; Sheplak, Scott; Moore, Ronni
Subject: Mosaic Fertilizer, LLC. OGC# 07-2704
Attachments: 2009-03-12 Order Closing file.pdf

Please find attached the PDF version of the Order Closing file for the above referenced Case. Please let me know if you have a problem opening or viewing the attachment and I will send you another version as soon as possible.

Thanks

Katie Marie Swango

Administrative Assistant for

Rebecca Robinette, Ronni Moore, & Pat Comer

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3/12/2009