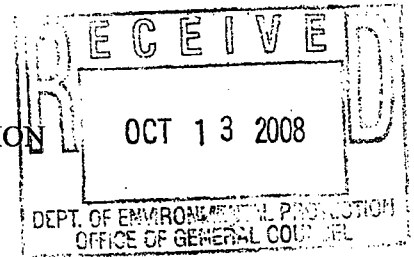


THE STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION



In the Matter of an
Application for Permit by:

OGC No.
FDEP Draft Permit No. PSD-FL-403
Project No. 0750088-001-AC

Progress Energy Florida, Inc.
Levy Nuclear Plant
Levy County, Florida

SECOND REQUEST FOR ENLARGEMENT OF TIME

By and through undersigned counsel, Progress Energy Florida, Inc. (Progress Energy) hereby requests, pursuant to Florida Administrative Code Rule 62-110.106(4), an enlargement of time, to and including December 1, 2008, in which to file a Petition for Administrative Proceedings in the above-styled matter. As good cause for granting this request, Progress Energy states the following:

1. On or about July 31, 2008, Progress Energy received from the Department of Environmental Protection ("Department") an "Intent to Issue Air Permit" and accompanying "Draft Permit" (Draft Permit No. PSD-FL-403, Project No. 0750088-001-AC) and Technical Evaluation and Preliminary Determination, for the Levy Nuclear Plant, Unit 1 and 2 Cooling Towers, which is located approximately 4 miles northwest of the town of Ingilis, east of State Highway 19 in Ingilis, Levy County, Florida.
2. Based on Progress Energy's initial review, the Draft Permit and associated documents contain several provisions that warrant clarification or corrections.
3. Progress Energy will soon file written comments and will be discussing with the Department possible resolutions to the issues needing clarification or correction.

4. On August 27, 2008, the Department granted Progress Energy's first request for extension of time until October 13, 2008 to file a petition in this matter.

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

WHEREFORE, Progress Energy respectfully requests that the time for filing of a Petition for Administrative Proceedings in regard to the Department's Intent to Issue Air Permit No.PSD-FL-403 (Project No. 0750088-001-AC) be formally extended to and including December 1, 2008.

RESPECTFULLY SUBMITTED this 13th day of October, 2008.

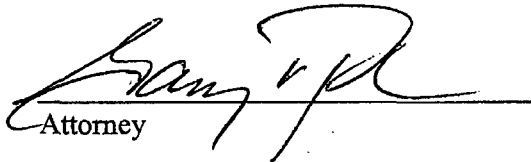
By: 

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Florida, Inc.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by Hand Delivery to Lea Crandall, Agency Clerk, and Jack Chisolm, Deputy General Counsel, Florida Department of Environmental Protection, 3900 Commonwealth Boulevard, Room 659, Tallahassee, Florida 32399-3000; and Trina Vielhauer, Florida Department of Environmental Protection, Division of Air Resource Management, 111 S. Magnolia Drive, Suite 23, Tallahassee, Florida 32399, this 13th day of October, 2008.


Attorney