

STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION

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BUREAU OF AIR REGULATION

IN RE:

FLORIDA POWER & LIGHT CO.
MANATEE COUNTY, FLORIDA

DRAFT PERMIT NO. 0810010-006-AC (PSD-FL-328)
OGC CASE NO. 02-1187

REQUEST FOR ADDITIONAL ENLARGEMENT OF TIME

FLORIDA POWER & LIGHT CO. ("FPL"), by and through undersigned counsel, and pursuant to Florida Administrative Code Rule 62-110.106(4), hereby requests an additional enlargement of time, to and including December 9, 2002, in which to file a Petition for Administrative Proceedings in the above-styled matter. As good cause for granting this request, FPL states:

1. On or about July 25, 2002, FPL received from the Department of Environmental Protection ("Department") an "Intent to Issue PSD Permit" and accompanying "Draft Permit," "Technical Evaluation and Preliminary Determination" and "Draft BACT Determination" regarding a new combined cycle generating unit (Unit 3) to be located at FPL's Manatee Power Plant in Manatee County, Florida.

2. Based on FPL's initial review, the Draft Permit and related documents raised issues and contained provisions that may warrant clarification or correction. FPL's request for an extension of time until October 9, 2002, to file a Petition for Administrative Proceedings regarding the Department's proposed action on the referenced PSD Permit was granted by order of the Department dated August 13, 2002.

3. Representatives of FPL have met and corresponded with staff of the Department's Bureau of Air Regulation regarding the PSD Permit for Unit 3. It appears that most, if not all, issues will be resolved through these ongoing discussions.

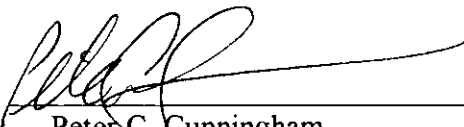
4. Accordingly, FPL requests an additional extension of time, through and until December 9, 2002, in which to file a Petition for Administrative Proceedings on the Department's proposed action pursuant to Sections 120.569 and 120.57, Florida Statutes, and Rule 62-110.106(4), Florida Administrative Code.

5. This request is filed simply as a protective measure to avoid waiver of FPL's right to challenge the Draft Permit in the event a mutually agreeable resolution of the issues cannot be reached. Grant of this request will not prejudice either party, but will further their mutual interest and hopefully avoid the need to initiate formal administrative proceedings in this matter.

WHEREFORE, Florida Power & Light Co. respectfully requests that the time for filing of a Petition for Administrative Proceedings regarding the Department's Intent to Issue the above-referenced PSD Permit be formally extended to and including December 9, 2002. If the Department denies this Request, FPL respectfully requests an opportunity to file a Petition for Administrative Proceedings within ten days of such denial.

Respectfully submitted this 9TH day of October, 2002.

HOPPING GREEN & SAMS, P.A.

By: 
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Attorneys for FLORIDA POWER & LIGHT CO.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing has been furnished to the following by U.S.

Mail on this 9TH day of October, 2002:

Teresa Heron
Department of Environmental Protection
Bureau of Air Regulation
2600 Blair Stone Road, MS 5505
Tallahassee, FL 32399-2400

W. Douglas Beason
Department of Environmental Protection
2600 Blair Stone Road
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A handwritten signature in black ink, appearing to be "P. K. F.", written over a horizontal line.

Attorney