

STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION

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JUN 27 2000

OSCEOLA POWER, L.P.,

Petitioner,

BUREAU OF AIR REGULATION

vs.

OGC CASE NO. 00-1141

STATE OF 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 (Department) on receipt of a request made by Petitioner, OSCEOLA POWER, L.P., to grant an extension of time to file a petition for an administrative hearing on Draft Permit No. 0990331-008-AC. See Exhibit 1.

Respondent, State of Florida Department of Environmental Protection, has no objection to an extension. Therefore,

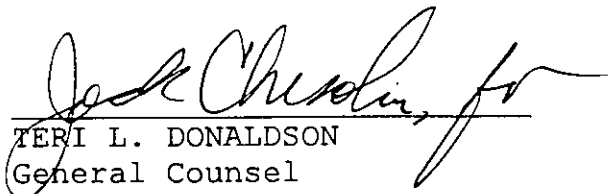
IT IS ORDERED:

The request for an extension of time to file a petition for administrative proceeding is **granted**. Petitioner shall have until July 18, 2000, to file a petition in this matter. Filing shall be complete on receipt by the Office of General Counsel, Mail Station 35, Department of Environmental Protection,

3900 Commonwealth Boulevard, Tallahassee, Florida, 32399-3000.

DONE AND ORDERED on this 26 day of June, 2000 in
Tallahassee, Florida.

STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION

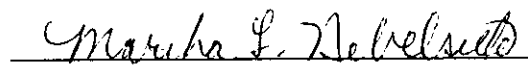

TERI L. DONALDSON
General Counsel

Douglas Building, MS #35
3900 Commonwealth Boulevard
Tallahassee, FL 32399-3000
Telephone: (850) 488-9314

CERTIFICATE OF SERVICE

I CERTIFY that a true copy of the foregoing was mailed to
David S. Dee and John T. Lavia, III, at 310 West College Avenue,
Tallahassee, Florida 32301, on this 26th day of June, 2000.

STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION


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STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION

OSCEOLA POWER, L.P.,

Petitioner,

v.

DEP Draft Permit No.
0990331-008-AC (PSD-FL-197G)

DEPARTMENT OF ENVIRONMENTAL
PROTECTION,

Respondent.

OSCEOLA'S REQUEST FOR EXTENSION
OF TIME TO FILE PETITION

Petitioner, Osceola Power Limited Partnership ("Osceola"), pursuant to Rule 28-106.111(3), Florida Administrative Code, respectfully requests the Department of Environmental Protection ("Department") to grant Osceola an extension of time to file a petition for a formal administrative hearing concerning the Department's draft permit modification for Osceola's cogeneration facility (DEP Draft Permit Modification No. 0990331-008-AC (PSD-FL-197G)) (the "Draft Permit Modification"). In support of this request, Osceola says:

1. On September 28, 1999, Osceola filed an application with the Department for a modification to a prevention of significant deterioration ("PSD") permit for Osceola's cogeneration facility located near Pahokee, Florida.

2. On May 18, 2000, the Department distributed its "Public Notice of Intent to Issue PSD Air Construction Permit Modification," Draft Permit Modification, Technical Evaluation

and Preliminary Determination, and Revision Summary for Osceola's cogeneration facility.

3. As the applicant for the Draft Permit Modification, Osceola is affected by the Department's proposed action.

4. The Draft Permit Modification is lengthy and raises a variety of complex issues. Osceola's preliminary review of the Draft Permit Modification indicates that some provisions of the Draft Permit Modification are not consistent with Osceola's application. Given these inconsistencies, Osceola needs additional time to carefully review the Draft Permit Modification with its staff and its consultants. After completing its review, Osceola wants to meet with the Department to discuss the Draft Permit Modification.

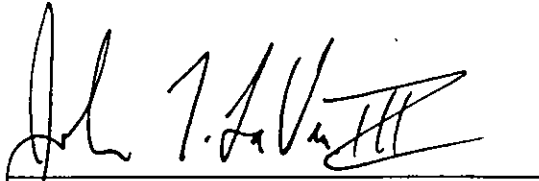
5. Osceola requests a 60-day extension of time to evaluate the provisions in the Draft Permit Modification, and meet with the Department, before Osceola waives its right to a hearing.

6. Petitioner's counsel has discussed this request with Department's counsel, Ms. Pat Comer and Mr. Clair Fancy. They indicated that the Department does not object to this request.

WHEREFORE, Osceola requests the Department to grant a 60-day extension of time to file a petition for a formal administrative hearing concerning the Draft Permit Modification.

Respectfully submitted this 30th day of May, 2000.

LANDERS & PARSONS

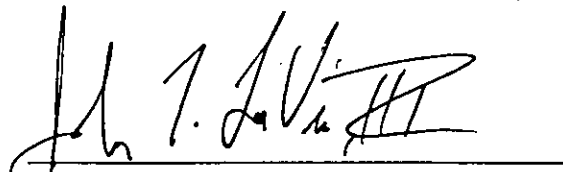


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COUNSEL FOR OSCEOLA POWER LIMITED
PARTNERSHIP

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that an original and one copy of the foregoing was furnished by hand-delivery to the CLERK'S OFFICE, Department of Environmental Protection, Office of General Counsel, 3900 Commonwealth Boulevard, Room 633B, Tallahassee, Florida 32399; and a copy by U.S. Mail to Martha Nebelsiek, Department of Environmental Protection, Office of General Counsel, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, on this 30th day of May, 2000.


ATTORNEY