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June 24, 2003

VIA FAX #921-6979

Ms. Trina Vielhauer
Bureau Chief
Division of Air Regulation
Florida Department of Environmental Protection
111 S. Magnolia Drive
Tallahassee, Florida 32301

RECEIVED

JUN 25 2003

BUREAU OF AIR REGULATION

Re: Palm Beach Power Corporation;
DEP File No. PSD-FL-329 (0990331-009-AC)

Dear Ms. Vielhauer:

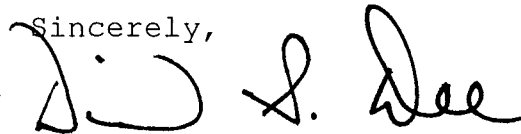
This law firm has been assisting Palm Beach Power Corporation ("Palm Beach Power") with its application for an air construction permit (DEP File PSD-FL-329; 0990331-009-AC) for the Osceola cogeneration facility ("Facility") in Palm Beach County, Florida. Palm Beach Power appreciates the Department's efforts in reviewing the permit application and is pleased that the Department has given notice of the Department's intent to issue the permit for the Facility. However, Palm Beach Power is no longer confident that it should proceed with its plans for the Facility at this time, given current economic conditions and other factors. As a result of Palm Beach Power's current uncertainty about the future of the Facility, Palm Beach Power has concluded that it should withdraw its application. —

Palm Beach Power has asked me to submit this letter to you. This letter constitutes Palm Beach Power's formal notice to the Department that its application in DEP File PSD-FL-329 (0990331-009-AC) is hereby withdrawn.

In light of this withdrawal of Palm Beach Power's application, Palm Beach Power respectfully requests the Department to close DEP File No. PSD-FL-329 (0990331-009-AC), but to refrain from taking any other final action in this case, either granting or denying Palm Beach Power's application.

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Please call me at your earliest convenience if you have any questions about these issues.

Sincerely,


David S. Dee

cc: Clerk, Department of Environmental Protection (Via Fax)
Jack Chisolm, Office of General Counsel
Ron Blackburn, DEP South District
✓ A.A. Linero, P.E., DEP
Michael P. Halpin, P.E., DEP
Carlos Rionda, Palm Beach Power
James Meriwether, Palm Beach Power
Bill Tarr, Palm Beach Power
David Buff, P.E., Golder Associates
James Stormer, Palm Beach County Health Department