

THE STATE OF FLORIDA  
DEPARTMENT OF ENVIRONMENTAL PROTECTION

In the Matter of an  
Application for Permit by:

OGC No. 08-2192  
FDEP Draft Permit No. 1070014-006-AV

Florida Power and Light Company  
Putnam Power Plant  
Putnam County, Florida

DEPT OF ENVIRONMENTAL  
PROTECTION

OCT 20 2008

OFFICE OF  
GENERAL COUNSEL

**WITHDRAWAL OF THIRD  
REQUEST FOR ENLARGEMENT OF TIME**

Pursuant to Sections 120.569 and 120.57, Florida Statutes (F.S.) and Rule 28-106.201, Florida Administrative Code (F.A.C.), Petitioner, Florida Power and Light Company ("FPL") hereby withdraws its previously-filed Third Request for Enlargement of Time regarding Draft Permit No. 1070014-006-AV, issued by the Florida Department of Environmental Protection (Department) on or about August 15, 2008.

FPL and the Department have agreed on a resolution of the issues involved in this Draft Permit, as reflected in Attachment A (a preliminary Proposed Permit), and as further described below.

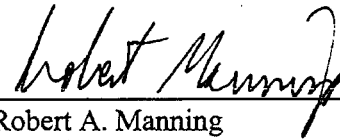
(1) In Facility-Wide Condition 5, the Department has agreed to revise the bracketed regulatory authority language as follows: "[Rule 62-296.320(4)(c)2., F.A.C. and ~~proposed~~ provided by the applicant ...]"

(2) In Facility-Wide Condition 6, the Department will add a permitting note addressing the use of the electronic reporting system and, if used, requiring the permittee to follow the compliance submittal instructions of this electronic program. Also, the Department has agreed to revise this condition to specify that the AOR submission deadline for 2009 is May 1<sup>st</sup>, and April 1<sup>st</sup> thereafter.

(3) In Facility-Wide Condition 8, the Department has agreed to add a permitting note allowing the use of Form 62-213.900(7).

Based on correspondence and agreement with the Department, FPL understands that the Department will issue the Proposed Permit and the Final Permit in accordance with the attached preliminary Proposed Permit (Attachment "A"), and as supplemented above, unless the US Environmental Protection Agency issues a formal objection to any term or condition of the Proposed Permit.

Accordingly, conditioned on the parties acting in accordance with the statements above, FPL hereby withdraws its Third Request for Enlargement of Time.

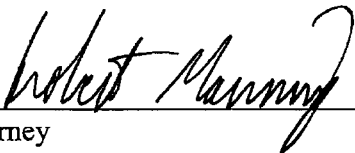


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Robert A. Manning  
Florida Bar No. 0035173  
HOPPING GREEN & SAMS, P.A.  
123 South Calhoun Street  
Tallahassee, Florida 32301  
Phone: 850-222-7500  
Fax: 850-224-8551  
Email: [robertm@hgslaw.com](mailto:robertm@hgslaw.com)  
Attorneys for Petitioner, Florida  
Power and Light Company

**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, this 20th day of October, 2008.

  
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Attorney