

Florida Power & Light - Putnam 1070014-006-AV  
 (Jonathan) OGC # 08-2192

<b>2008</b>								
	<b>29-Aug</b>	OGC received the 1st request for an extension of time through						
		Per Jonathan instructions to OGC....he will grant through September 15th						
		because the permit needs to be sent to EPA for their review no later than October 15						
	<b>4-Sep</b>	OGC issued the order granting add'l time through 9/15						
		EXPIRES on September 15th						
	<b>15-Sep</b>	Received 2nd request for additional time through Oct 15						
	<b>16-Sep</b>	Jonathan will grant for a shorter amount of time until 9/30						
	<b>16-Sep</b>	OGC issued the order granting additional time through 9/30						
	<b>24-Sep</b>	one week notice to Jonathan						
		EXPIRES ON SEPTEMBER 30TH						
	<b>30-Sep</b>	Received Third Request for an extension of time						
		per Jon and Ronni - will put this on hold in OGC while Jon sends out a revised						
		draft permit in the next couple of weeks				this request was through 10/15		
		OCTOBER 15th -- request expires						
	<b>17-Oct</b>	Jonathan says the facility will withdraw their request						
	<b>20-Oct</b>	Received withdrawal from the facility today						
	<b>21-Oct</b>	Proposed permit was issued today						

				page 2, FPL - Putnam 1070014-006-AV			
2008							
30-Oct		Memo closing the file					
4-Nov		CASE CLOSED in OGC					

# Memo

**To:** Jon Holtom, Tom Cascio, Trina Vielhauer, and OGC File  
**From:** Ronni Moore, Assistant General Counsel (RM)  
**Date:** October 30, 2008  
**Re:** Florida Power & Light vs. DEP; DEP Permit No. 1070014-006-AV; OGC No. 08-2192

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On August 15, 2008, the Department issued a notice of intent to issue renewal Title V operation permit, no. 1070014-006-AV, to Florida Power & Light (FPL) for its facility in Putnam County, Florida. FPL requested and was granted extensions of time to file a petition for hearing on the draft permit through September 30th. FPL filed its third request for extension of time on September 30th requesting an extension through October 15th. The Department did not act on FPL's third request thereby FPL had a default extension. On October 20th FPL filed a motion with the Department to withdrawal its third request for extension of time. There being no further matters to consider, the Department's file in this matter is closed.

## Gibson, Victoria

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**From:** Swango, Katie  
**Sent:** Thursday, November 06, 2008 1:47 PM  
**To:** Gibson, Victoria  
**Cc:** Moore, Ronni  
**Subject:** RE: From Vickie -- Fla Power & Light - Putnam 1070014-006-AV OGC # 08-2192  
Case is Closed

**Follow Up Flag:** Follow up  
**Flag Status:** Red

**Attachments:** 082192 10-30-08 #2.pdf

Sorry that I didn't get this to you yesterday. I was so busy trying to get two Final Orders out.



082192 10-30-08  
#2.pdf (33 KB...

Here it is though and sorry for not sending it when I closed it.

Thanks  
Katie

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**From:** Gibson, Victoria  
**Sent:** Wednesday, November 05, 2008 1:32 PM  
**To:** Swango, Katie  
**Subject:** From Vickie -- Fla Power & Light - Putnam 1070014-006-AV OGC # 08-2192 Case is Closed

Hi,

Please send me a copy of the closing memo for this case.

Thank you so much.

*Vickie*

Victoria Gibson, Administrative Secretary for  
Trina Vielhauer, Chief  
Bureau of Air Regulation  
Division of Air Resource Management  
victoria.gibson@dep.state.fl.us  
850-921-9504 fax 850-921-9533

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.

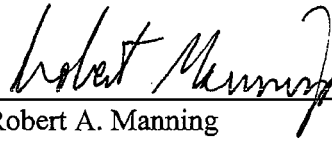
(1) In Facility-Wide Condition 5, the Department has agreed to revise the bracketed regulatory authority language as follows: "[Rule 62-296.320(4)(c)2., F.A.C. and proposed provided by the applicant ...]"

(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.

A handwritten signature in cursive script, appearing to read "Robert Manning", is written over a horizontal line.

Attorney

**Gibson, Victoria**

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**From:** Gibson, Victoria  
**Sent:** Monday, October 20, 2008 2:01 PM  
**To:** Holtom, Jonathan  
**Subject:** FW: Withdrawal of Third Request of Ext. of Time - 1070014-006-AV - FPL  
**Attachments:** 08-2192 - Withdrawal.pdf

FYI,

Vickie

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**From:** Crandall, Lea  
**Sent:** Monday, October 20, 2008 2:00 PM  
**To:** Moore, Ronni; Gibson, Victoria; Cascio, Tom  
**Subject:** Withdrawal of Third Request of Ext. of Time - 1070014-006-AV - FPL

FYI, please see the attached Withdrawal of Third Request of Ext. of Time re: 1070014-006-AV – FPL.

Thanks,  
Lea

Lea Crandall  
Agency Clerk  
Office of General Counsel  
3900 Commonwealth Boulevard, MS 35  
Tallahassee, FL 32399-3000  
Phone: (850) 245-2212  
Fax: (850) 245-2303

**FLORIDA DISCOUNT CARD:** More than 3,000 retail pharmacies in Florida are now a part of the Florida Discount Drug Card program. See [www.FloridaDiscountDrugCard.com](http://www.FloridaDiscountDrugCard.com) for more info or call toll-free, 1-866-341-8894.



**Gibson, Victoria**

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**From:** Moore, Ronni  
**Sent:** Tuesday, September 30, 2008 4:09 PM  
**To:** Holtom, Jonathan; Vielhauer, Trina; Cascio, Tom  
**Cc:** Swango, Katie; Gibson, Victoria  
**Subject:** RE: 3rd Request for Extension of Time - 1070014-006-AV - FPL Putnam Power Plant  
**Follow Up Flag:** Follow up  
**Flag Status:** Red

What we'll do then is not act on this request for extension (either grant it or deny it), which will in essence work as an extension of time by default until we do issue an order granting or denying the extension (though our last extension indicated we would not be granting further extensions absent extenuating circumstances). If we are all in agreement on the revised draft to be issued in the coming weeks we should enter into an agreement with FPL prior to issuing the revised intent having them waive their right to petition the revised intent. Please keep me informed.

Thanks,  
Ronni

Ronda L. Moore  
Assistant General Counsel



Please consider the environment before printing this email.

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**From:** Holtom, Jonathan  
**Sent:** Tuesday, September 30, 2008 3:41 PM  
**To:** Gibson, Victoria; Moore, Ronni; Cascio, Tom  
**Cc:** Crandall, Lea; Swango, Katie  
**Subject:** RE: 3rd Request for Extension of Time - 1070014-006-AV - FPL Putnam Power Plant

This one should be just a formality. We are working through their comments and I don't see anything significant that will cause any issues. With the current work load, we should be able to have the proposed permit ready in about two weeks.

Jon Holtom, P.E., CPM  
Acting Title V Program Administrator  
Bureau of Air Regulation  
(850) 921-9531

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**From:** Gibson, Victoria  
**Sent:** Tuesday, September 30, 2008 3:37 PM  
**To:** Gibson, Victoria; Moore, Ronni; Cascio, Tom; Holtom, Jonathan  
**Cc:** Crandall, Lea; Swango, Katie  
**Subject:** RE: 3rd Request for Extension of Time - 1070014-006-AV - FPL Putnam Power Plant

Hi,

10/1/2008

Attached is the scanned version of the request from FPL - Putnam.

Let me know if you are going to grant this request.

Thanks.

*Vickie*

Victoria Gibson, Administrative Secretary for  
Trina Vielhauer, Chief  
Bureau of Air Regulation  
Division of Air Resource Management  
victoria.gibson@dep.state.fl.us  
850-921-9504 fax 850-921-9533

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**From:** Gibson, Victoria  
**Sent:** Tuesday, September 30, 2008 3:19 PM  
**To:** Crandall, Lea; Moore, Ronni; Cascio, Tom; Holtom, Jonathan  
**Subject:** RE: 3rd Request for Extension of Time - 1070014-006-AV - FPL Putnam Power Plant

Your right...just got a copy hand delivered.

Thanks anyway.

Vickie

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**From:** Crandall, Lea  
**Sent:** Tuesday, September 30, 2008 3:18 PM  
**To:** Gibson, Victoria  
**Subject:** RE: 3rd Request for Extension of Time - 1070014-006-AV - FPL Putnam Power Plant

They may be on their way over. The cert. of service said a copy will be hand delivered to Trina. I can always do it the old fashioned way and fax it!!

Thanks,  
Lea

Lea Crandall  
Agency Clerk  
Office of General Counsel  
3900 Commonwealth Boulevard, MS 35  
Tallahassee, FL 32399-3000  
Phone: (850) 245-2212  
Fax: (850) 245-2303

**FLORIDA DISCOUNT CARD:** More than 3,000 retail pharmacies in Florida are now a part of the Florida Discount Drug Card program. See [www.FloridaDiscountDrugCard.com](http://www.FloridaDiscountDrugCard.com) for more info or call toll-free, 1-866-341-

10/1/2008

8894.

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**From:** Gibson, Victoria  
**Sent:** Tuesday, September 30, 2008 3:16 PM  
**To:** Crandall, Lea; Moore, Ronni; Cascio, Tom  
**Cc:** Holtom, Jonathan  
**Subject:** RE: 3rd Request for Extension of Time - 1070014-006-AV - FPL Putnam Power Plant

Okay.....thanks so much for letting us know....if we receive a copy in the mail....we will let you know.

Vickie

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**From:** Crandall, Lea  
**Sent:** Tuesday, September 30, 2008 3:15 PM  
**To:** Moore, Ronni; Gibson, Victoria; Cascio, Tom  
**Subject:** 3rd Request for Extension of Time - 1070014-006-AV - FPL Putnam Power Plant

FYI, a 3rd Request for Extension of Time was received today re: 1070014-006-AV - FPL Putnam Power Plant. Sorry our scanner is down, so you'll have to wait for the paper copy!!!

Thanks,  
Lea

Lea Crandall  
Agency Clerk  
Office of General Counsel  
3900 Commonwealth Boulevard, MS 35  
Tallahassee, FL 32399-3000  
Phone: (850) 245-2212  
Fax: (850) 245-2303

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10/1/2008

THE STATE OF FLORIDA  
DEPARTMENT OF ENVIRONMENTAL PROTECTION

RECEIVED

SEP 30 2008

BUREAU OF AIR REGULATION

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

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**THIRD REQUEST FOR ENLARGEMENT OF TIME**

By and through undersigned counsel, Florida Power and Light Company, ("FPL") hereby requests, pursuant to Florida Administrative Code Rule 62-110.106(4), an enlargement of time, to and including **October 15, 2008**, in which to file a Petition for Administrative Proceedings in the above-styled matter. As good cause for granting this request, FPL states the following:

1. On or about August 15, 2008, FPL received from the Department of Environmental Protection ("Department") an "Intent to Issue Air Permit" and accompanying "Draft Permit" (No. 1070014-006-AV), which is a renewal of the existing Title V Permit for the Putnam Power Plant, which is located approximately at 392 US Highway 17 South, East Palatka, Florida 32131, Putnam County, Florida.

2. Based on FPL's initial review, the Draft Permit and associated documents contain several provisions that warrant clarification or corrections.

3. On or about September 19, 2008 FPL provided written comments and is awaiting the Department's response regarding possible resolutions to the issues needing clarification or correction.

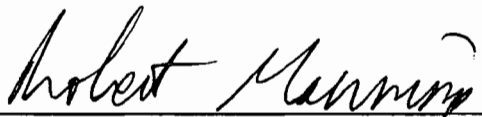
4. On September 4, 2008, the Department granted FPL's first request for extension of time until September 15, 2008 to file a petition in this matter.

5. Furthermore, on September 16, 2008, the Department granted FPL's second request for extension of time until September 30, 2008.

6. This request is filed simply as a protective measure to avoid waiver of FPL's right to challenge certain conditions contained in the Draft Permit, in the event resolution cannot be reached. Granting this second 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, FPL, Inc. respectfully requests that the time for filing of a Petition for Administrative Proceedings in regard to the Department's Intent to Issue Air Project No. 1070014-006-AV be formally extended to and including October 15, 2008.

RESPECTFULLY SUBMITTED this 30th day of September, 2008.

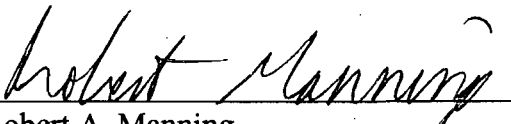
By: 

Robert A. Manning  
Florida Bar ID No. 0035173  
Hopping Green & Sams, P.A.  
123 South Calhoun Street  
Post Office Box 6526  
Tallahassee, Florida 32314  
(850) 222-7500  
(850) 224-8551 Facsimile

Attorneys for 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; and Trina Vielhauer, Florida Department of Environmental Protection, Division of Air Resource Management, 111 S. Magnolia Drive, Suite 23, Tallahassee, Florida 32399, this 30th day of September, 2008.

  
Robert A. Manning

STATE OF FLORIDA  
DEPARTMENT OF ENVIRONMENTAL PROTECTION

FLORIDA POWER AND LIGHT COMPANY,  
(PUTNAM POWER PLANT),

Petitioner,

vs.

OGC No. 08-2192  
DEP Permit No. 1070014-006-AV

STATE OF FLORIDA DEPARTMENT  
OF ENVIRONMENTAL PROTECTION,

Respondent.

**ORDER GRANTING SECOND REQUEST FOR  
EXTENSION OF TIME TO FILE PETITION FOR HEARING**

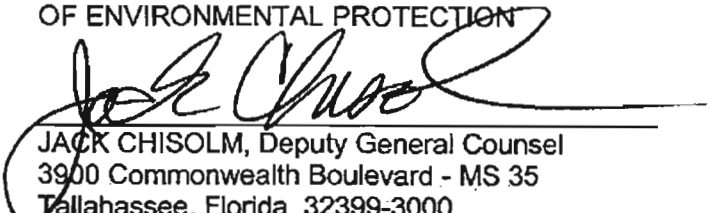
This cause has come before the State of Florida Department of Environmental Protection (Department) upon receipt of a request made by Florida Power and Light Company (Petitioner), to grant a second extension of time to file a petition for administrative hearing to allow time to discuss with the Department several specific permit conditions for its facility in Putnam County, Florida. Because the request shows good cause for the extension of time,

IT IS ORDERED:

The request for an extension of time to file a petition for administrative proceeding is GRANTED. Petitioner shall have until **September 30, 2008**, to file a petition in this matter. NO FURTHER EXTENSIONS SHALL BE GRANTED absent extenuating circumstances. Filing shall be complete upon receipt by the Office of General Counsel, Department of Environmental Protection, 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000.

DONE AND ORDERED on this 16<sup>th</sup> day of September, 2008, in Tallahassee, Florida.

STATE OF FLORIDA DEPARTMENT  
OF ENVIRONMENTAL PROTECTION

  
JACK CHISOLM, Deputy General Counsel  
3900 Commonwealth Boulevard - MS 35  
Tallahassee, Florida 32399-3000

850/245-2242 facsimile 850/245-2302

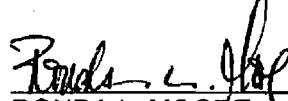
**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing, Order Granting Second Request for Extension of Time to File Petition for Hearing, was furnished via facsimile ONLY on this 10th day of September, 2008, to:

Robert A. Manning  
Hopping Green & Sams, P.A.  
123 S. Calhoun Street  
Tallahassee, FL 32314

facsimile: 850/224-8551

STATE OF FLORIDA DEPARTMENT  
OF ENVIRONMENTAL PROTECTION



RONDA L. MOORE  
Assistant General Counsel  
3900 Commonwealth Boulevard - MS 35  
Tallahassee, Florida 32399-3000  
phone 850/245-2193  
facsimile 850/245-2302  
Florida Bar No. 0676411

cc via electronic mail:

Trina Vielhauer, DEP BAR Chief - [Trina.Vielhauer@dep.state.fl.us](mailto:Trina.Vielhauer@dep.state.fl.us)  
Tom Cascio, Project Manager - [Tom.Cascio@dep.state.fl.us](mailto:Tom.Cascio@dep.state.fl.us)  
Jonathon Holtom, P.E. - [Jonathon.Holtom@dep.state.fl.us](mailto:Jonathon.Holtom@dep.state.fl.us)



**Gibson, Victoria**

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**From:** Swango, Katie  
**Sent:** Tuesday, September 16, 2008 2:31 PM  
**To:** Gibson, Victoria  
**Subject:** FW: FPL OGC# 08-2192  
**Attachments:** 082192 9-16-08.pdf

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**From:** Swango, Katie  
**Sent:** Tuesday, September 16, 2008 2:31 PM  
**To:** Vielhauer, Trina; Cascio, Tom; Holtom, Jonathan  
**Cc:** Moore, Ronni  
**Subject:** FPL OGC# 08-2192

Please find attached the PDF version of the Order Granting Extension of Time for FPL. If you have a problem opening or viewing the above attachment please let me know and I will send you a hard copy as soon as possible

Thanks

Katie Marie Swango

Administrative Assistant for

Rebecca Robinette, Ronni Moore, & Pat Comgr

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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

DEPT OF ENVIRONMENTAL  
PROTECTION

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

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SEP 15 2008

OFFICE OF  
GENERAL COUNSEL

**SECOND REQUEST FOR ENLARGEMENT OF TIME**

By and through undersigned counsel, Florida Power and Light Company, ("FPL") hereby requests, pursuant to Florida Administrative Code Rule 62-110.106(4), an enlargement of time, to and including October 15, 2008, in which to file a Petition for Administrative Proceedings in the above-styled matter. As good cause for granting this request, FPL states the following:

1. On or about August 15, 2008, FPL received from the Department of Environmental Protection ("Department") an "Intent to Issue Air Permit" and accompanying "Draft Permit" (No. 1070014-006-AV), which is a renewal of the existing Title V Permit for the Putnam Power Plant, which is located approximately at 392 US Highway 17 South, East Palatka, Florida 32131, Putnam County, Florida.

2. Based on FPL's initial review, the Draft Permit and associated documents contain several provisions that warrant clarification or corrections.

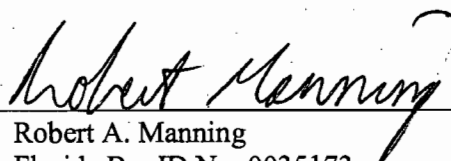
3. FPL is preparing written comments and is in the middle of discussions with the Department regarding possible resolutions to the issues needing clarification or correction.

4. On September 4, 2008, the Department granted FPL's first request for extension of time until September 15, 2008 to file a petition in this matter.

5. This request is filed simply as a protective measure to avoid waiver of FPL's right to challenge certain conditions contained in the Draft Permit, in the event resolution cannot be reached. Granting this second 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, FPL, Inc. respectfully requests that the time for filing of a Petition for Administrative Proceedings in regard to the Department's Intent to Issue Air Project No. 1070014-006-AV be formally extended to and including October 15, 2008.

RESPECTFULLY SUBMITTED this 15th day of September, 2008.

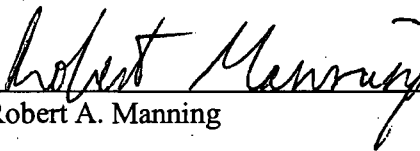
By: 

Robert A. Manning  
Florida Bar ID No. 0035173  
Hopping Green & Sams, P.A.  
123 South Calhoun Street  
Post Office Box 6526  
Tallahassee, Florida 32314  
(850) 222-7500  
(850) 224-8551 Facsimile

Attorneys for 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; and Trina Vielhauer, Florida Department of Environmental Protection, Division of Air Resource Management, 111 S. Magnolia Drive, Suite 23, Tallahassee, Florida 32399, this 15th day of September, 2008.

  
Robert A. Manning

**Gibson, Victoria**

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**From:** Gibson, Victoria  
**Sent:** Tuesday, September 16, 2008 9:29 AM  
**To:** Vielhauer, Trina  
**Subject:** FW: 2nd Request for Extension of Time - 1070014-006-AV - FPL

FYI,

Vickie

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**From:** Crandall, Lea  
**Sent:** Tuesday, September 16, 2008 9:25 AM  
**To:** Holtom, Jonathan  
**Cc:** Cascio, Tom; Gibson, Victoria  
**Subject:** RE: 2nd Request for Extension of Time - 1070014-006-AV - FPL

Hi,

I forwarded your comments to Jack Chisolm, the attorney assigned to this case as I have nothing to do with the decision about granting or denying the request!

Thanks,  
Lea ☺

Lea Crandall  
Agency Clerk  
Office of General Counsel  
3900 Commonwealth Boulevard, MS 35  
Tallahassee, FL 32399-3000  
Phone: (850) 245-2212  
Fax: (850) 245-2303

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**From:** Holtom, Jonathan  
**Sent:** Tuesday, September 16, 2008 9:21 AM  
**To:** Crandall, Lea  
**Cc:** Cascio, Tom; Gibson, Victoria  
**Subject:** RE: 2nd Request for Extension of Time - 1070014-006-AV - FPL

Hi Lea,

I have a call in to Robert manning to discuss this request. I am not really in favor of granting it, as we need to get the Acid Rain permits issued and effective by the end of the year. We had a conference call with FPL on Friday and I think we have resolved their questions. We are just waiting for their formal comments to come in so we can process the Proposed permit for EPA review. I'll let you know what to do with this after I speak with Robert.

9/16/2008

Jon Holtom, P.E., CPM  
Acting Title V Program Administrator  
Bureau of Air Regulation  
(850) 921-9531

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**From:** Cascio, Tom  
**Sent:** Tuesday, September 16, 2008 9:09 AM  
**To:** Holtom, Jonathan  
**Subject:** FW: 2nd Request for Extension of Time - 1070014-006-AV - FPL

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**From:** Crandall, Lea  
**Sent:** Tuesday, September 16, 2008 9:07 AM  
**To:** Chisolm, Jack; Brown, Lisa L.; Gibson, Victoria; Cascio, Tom  
**Subject:** 2nd Request for Extension of Time - 1070014-006-AV - FPL

Please see the attached 2nd Request for Extension of Time - 1070014-006-AV - FPL.

Thanks,  
Lea

Lea Crandall  
Agency Clerk  
Office of General Counsel  
3900 Commonwealth Boulevard, MS 35  
Tallahassee, FL 32399-3000  
Phone: (850) 245-2212  
Fax: (850) 245-2303

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**Gibson, Victoria**

---

**From:** Gibson, Victoria  
**Sent:** Tuesday, September 16, 2008 9:12 AM  
**To:** Holtom, Jonathan  
**Subject:** FW: 2nd Request for Extension of Time - 1070014-006-AV - FPL  
**Attachments:** Di4700809160856.pdf

FYI,

Vickie

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**From:** Crandall, Lea  
**Sent:** Tuesday, September 16, 2008 9:07 AM  
**To:** Chisolm, Jack; Brown, Lisa L.; Gibson, Victoria; Cascio, Tom  
**Subject:** 2nd Request for Extension of Time - 1070014-006-AV - FPL

Please see the attached 2nd Request for Extension of Time - 1070014-006-AV – FPL.

Thanks,  
Lea

Lea Crandall  
Agency Clerk  
Office of General Counsel  
3900 Commonwealth Boulevard, MS 35  
Tallahassee, FL 32399-3000  
Phone: (850) 245-2212  
Fax: (850) 245-2303

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STATE OF FLORIDA  
DEPARTMENT OF ENVIRONMENTAL PROTECTION

FLORIDA POWER AND LIGHT COMPANY,  
(PUTNAM POWER PLANT),

Petitioner,

vs.

OGC No. 08-2192  
DEP Permit No. 1070014-006-AV

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 State of Florida Department of Environmental Protection (Department) upon receipt of a request made by Petitioner, Florida Power and Light Company, (Petitioner), to grant an extension of time to file a petition for administrative hearing to allow time to discuss with the Department several specific permit conditions for its facility in Putnam County, Florida. Because the request shows good cause for the extension of time,

IT IS ORDERED:

The request for an extension of time to file a petition for administrative proceeding is GRANTED. Petitioner shall have until **September 15, 2008**, to file a petition in this matter. Filing shall be complete upon receipt by the Office of General Counsel, Department of Environmental Protection, 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000.

DONE AND ORDERED on this 4<sup>th</sup> day of September, 2008, in Tallahassee, Florida.

STATE OF FLORIDA DEPARTMENT  
OF ENVIRONMENTAL PROTECTION

  
\_\_\_\_\_  
JACK CHISOLM, Deputy General Counsel  
3900 Commonwealth Boulevard - MS 35  
Tallahassee, Florida 32399-3000  
850/245-2242 facsimile 850/245-2302




**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing, Order Granting Request for Extension of Time to File Petition for Hearing, was furnished via facsimile ONLY on this 4<sup>th</sup> day of September, 2008, to:

Robert A. Manning  
Hopping Green & Sams, P.A.  
123 S. Calhoun Street  
Tallahassee, FL 32314

facsimile: 850/224-8551

STATE OF FLORIDA DEPARTMENT  
OF ENVIRONMENTAL PROTECTION

  
\_\_\_\_\_  
RONDA L. MOORE  
Assistant General Counsel  
3900 Commonwealth Boulevard - MS 35  
Tallahassee, Florida 32399-3000  
phone 850/245-2193  
facsimile 850/245-2302  
Florida Bar No. 0676411.

cc via electronic mail:

Trina Vielhauer, DEP BAR Chief - [Trina.Vielhauer@dep.state.fl.us](mailto:Trina.Vielhauer@dep.state.fl.us)  
Tom Cascio, Project Manager - [Tom.Cascio@dep.state.fl.us](mailto:Tom.Cascio@dep.state.fl.us)

**Gibson, Victoria**

---

**From:** Swango, Katie  
**Sent:** Thursday, September 04, 2008 2:34 PM  
**To:** Gibson, Victoria  
**Subject:** RE: Request for Extension of Time rec'd. - 1070014-006-AV - Florida Power & Light Putnam Power Plant  
**Attachments:** 082192.pdf

This just went out today as well. I've attached the Order Granting for your review.

---

**From:** Gibson, Victoria  
**Sent:** Thursday, September 04, 2008 2:26 PM  
**To:** Moore, Ronni; Swango, Katie  
**Subject:** FW: Request for Extension of Time rec'd. - 1070014-006-AV - Florida Power & Light Putnam Power Plant

FYI,

Please see Jonathan's note below.

*Vickie*

Victoria Gibson, Administrative Secretary for  
Trina Vielhauer, Chief  
Bureau of Air Regulation  
Division of Air Resource Management  
victoria.gibson@dep.state.fl.us  
850-921-9504 fax 850-921-9533

---

**From:** Holtom, Jonathan  
**Sent:** Friday, August 29, 2008 2:52 PM  
**To:** Crandall, Lea  
**Cc:** Cascio, Tom; Gibson, Victoria; Vielhauer, Trina  
**Subject:** FW: Request for Extension of Time rec'd. - 1070014-006-AV - Florida Power & Light Putnam Power Plant

Hi Lea,

The permit in question is a renewal of an Acid Rain permit that needs to be final and effective by January 1, 2009. To meet that deadline, we need to have the Proposed permit to EPA for review by about October 15. I would prefer to limit their extension to no later than September 15, so that we have time to resolve their comments and prepare a Proposed permit for EPA in a timely manner. You can reach me at 921-9531 if you have any questions. Thanks!

Jon Holtom, P.E.  
Acting Title V Program Administrator

9/4/2008

Bureau of Air Regulation

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**From:** Cascio, Tom  
**Sent:** Friday, August 29, 2008 1:25 PM  
**To:** Holtom, Jonathan  
**Subject:** FW: Request for Extension of Time rec'd. - 1070014-006-AV - Florida Power & Light Putnam Power Plant

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**From:** Crandall, Lea  
**Sent:** Friday, August 29, 2008 1:20 PM  
**To:** Gibson, Victoria; Cascio, Tom  
**Subject:** RE: Request for Extension of Time rec'd. - 1070014-006-AV - Florida Power & Light Putnam Power Plant

Lea Crandall  
Agency Clerk  
Office of General Counsel  
3900 Commonwealth Boulevard, MS 35  
Tallahassee, FL 32399-3000  
Phone: (850) 245-2212  
Fax: (850) 245-2303

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---

**From:** Crandall, Lea  
**Sent:** Friday, August 29, 2008 1:14 PM  
**To:** Chisolm, Jack; Brown, Lisa L.; Gibson, Victoria; Cascio, Tom  
**Subject:** Request for Extension of Time rec'd. - 1070014-006-AV - Florida Power & Light Putnam Power Plant

FYI, a Request for Extension of Time was received today re: 1070014-006-AV - Florida Power & Light Putnam Power Plant.

Thanks,  
Lea

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866-341-8894.

**Gibson, Victoria**

---

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**Sent:** Friday, August 29, 2008 2:52 PM  
**To:** Crandall, Lea  
**Cc:** Cascio, Tom; Gibson, Victoria; Vielhauer, Trina  
**Subject:** FW: Request for Extension of Time rec'd. - 1070014-006-AV - Florida Power & Light Putnam Power Plant  
**Follow Up Flag:** Follow up  
**Flag Status:** Red  
**Attachments:** Di4700808291316.pdf

Hi Lea,

The permit in question is a renewal of an Acid Rain permit that needs to be final and effective by January 1, 2009. To meet that deadline, we need to have the Proposed permit to EPA for review by about October 15. I would prefer to limit their extension to no later than September 15, so that we have time to resolve their comments and prepare a Proposed permit for EPA in a timely manner. You can reach me at 921-9531 if you have any questions. Thanks!

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 Acting Title V Program Administrator  
 Bureau of Air Regulation

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**Sent:** Friday, August 29, 2008 1:25 PM  
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**Subject:** FW: Request for Extension of Time rec'd. - 1070014-006-AV - Florida Power & Light Putnam Power Plant

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**To:** Gibson, Victoria; Cascio, Tom  
**Subject:** RE: Request for Extension of Time rec'd. - 1070014-006-AV - Florida Power & Light Putnam Power Plant

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9/2/2008

866-341-8894.

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**To:** Chisolm, Jack; Brown, Lisa L.; Gibson, Victoria; Cascio, Tom  
**Subject:** Request for Extension of Time rec'd. - 1070014-006-AV - Florida Power & Light Putnam Power Plant

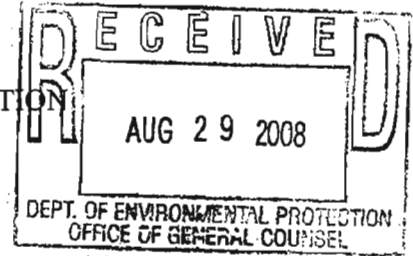
FYI, a Request for Extension of Time was received today re: 1070014-006-AV - Florida Power & Light Putnam Power Plant.

Thanks,  
Lea

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Office of General Counsel  
3900 Commonwealth Boulevard, MS 35  
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THE STATE OF FLORIDA  
DEPARTMENT OF ENVIRONMENTAL PROTECTION



In the Matter of an  
Application for Permit by:

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

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

---

**REQUEST FOR ENLARGEMENT OF TIME**

By and through undersigned counsel, Florida Power and Light Company, ("FPL") hereby requests, pursuant to Florida Administrative Code Rule 62-110.106(4), an enlargement of time, to and including October 29, 2008, in which to file a Petition for Administrative Proceedings in the above-styled matter. As good cause for granting this request, FPL states the following:

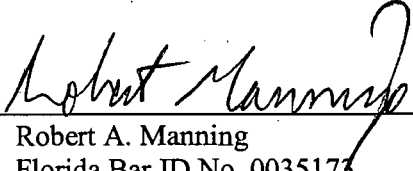
1. On or about August 15, 2008, FPL received from the Department of Environmental Protection ("Department") an "Intent to Issue Air Permit" and accompanying "Draft Permit" (No. 1070014-006-AV), which is a renewal of the existing Title V Permit for the Putnam Power Plant, which is located approximately at 392 US Highway 17 South, East Palatka, Florida 32131, Putnam County, Florida.
2. Based on FPL's initial review, the Draft Permit and associated documents contain several provisions that warrant clarification or corrections.
3. FPL is preparing written comments and will be discussing with the Department possible resolutions to the issues needing clarification or correction.

4. This request is filed simply as a protective measure to avoid waiver of FPL'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, FPL, Inc. respectfully requests that the time for filing of a Petition for Administrative Proceedings in regard to the Department's Intent to Issue Air Project No. 1070014-006-AV be formally extended to and including October 29, 2008.

RESPECTFULLY SUBMITTED this 29th day of August, 2008.

By: \_\_\_\_\_

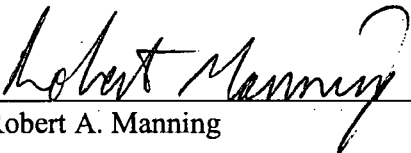
  
Robert A. Manning  
Florida Bar ID No. 0035173  
Hopping Green & Sams, P.A.  
123 South Calhoun Street  
Post Office Box 6526  
Tallahassee, Florida 32314  
(850) 222-7500  
(850) 224-8551 Facsimile

Attorneys for 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; and Trina Vielhauer, Florida Department of Environmental Protection, Division of Air Resource Management, 111 S. Magnolia Drive, Suite 23, Tallahassee, Florida 32399, this 29th day of August, 2008.

  
Robert A. Manning

## Gibson, Victoria

---

**From:** Vielhauer, Trina  
**Sent:** Friday, August 29, 2008 2:55 PM  
**To:** Gibson, Victoria; Holtom, Jonathan  
**Subject:** FW:  
**Attachments:** FPL - Putnam - req for ext of time.pdf

---

**From:** Moore, Ronni  
**Sent:** Friday, August 29, 2008 2:05 PM  
**To:** Cascio, Tom  
**Cc:** Vielhauer, Trina; Swango, Katie  
**Subject:**

Afternoon Tom,

I understand that you are the engineer for this project (FPL's Putnam Title V renewal). We received the attached request for extension of time through and including Oct. 29th. Are you okay with granting this request? If so, would Oct. 29<sup>th</sup> be okay? If you have any questions or would like to chat about this project, please feel free to give me a call.

Thanks,  
Ronni

Ronda L. Moore  
Assistant General Counsel  
Florida Department of Environmental Protection  
3900 Commonwealth Blvd., MS 35  
Tallahassee, FL 32399-3000  
Phone: 850.245.2193  
Fax: 850.245.2302  
[ronni.moore@dep.state.fl.us](mailto:ronni.moore@dep.state.fl.us)



Please consider the environment before printing this email.

**Gibson, Victoria**

---

**From:** Crandall, Lea  
**Sent:** Friday, August 29, 2008 1:20 PM  
**To:** Gibson, Victoria; Cascio, Tom  
**Subject:** RE: Request for Extension of Time rec'd. - 1070014-006-AV - Florida Power & Light Putnam Power Plant  
**Attachments:** Di4700808291316.pdf

Lea Crandall  
Agency Clerk  
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**Chronology of Activities**

OGC Number	08 2192 54 AV	District	NORTHEAST	County	PUTNAM
Style of Case	FLORIDA POWER & LIGHT COMPANY (PUTNAM POWER PLANT) VS. DEP				
Program Area	AIR TITLE V	Mode	PERMITTING		
Lead Attorney	RONNI L MOORE	Status	CLOSED		
Forum Name		Forum Case Number			
Permit Appl	1070014-006-AV	Final Order Number			

Date *	Code	Activity Description
<del>08/15/2008</del>	EXP1	FIRST EXTENSION EXPIRES TODAY
<del>08/15/2008</del>	REX2	RECEIVED SECOND REQUEST FOR EXTENSION OF TIME
<del>09/16/2008</del>		ORDER GRANTING REQUEST SENT OUT
<del>09/16/2008</del>	AR	RE-ASSIGNED TO LEAD ATTORNEY RONNI L MOORE
<del>09/30/2008</del>	EXP2	SECOND EXTENSION EXPIRES TODAY*
09/30/2008	REX3	RECEIVED THIRD REQUEST FOR EXTENSION OF TIME
10/20/2008		WITHDRAWAL OF THIRD REQUEST FOR EXTENSION RECEIVED
10/30/2008		MEMO CLOSING FILE
11/04/2008	CC	CASE CLOSED IN OGC
11/04/2008		TO BE ARCHIVED PER RONNI MOORE

**Chronology of Activities**

OGC Number     District  County

Style of Case

Program Area  Mode

Lead Attorney    Status

Forum Name  Forum Case Number

Permit Appl  Final Order Number

Date *	Code	Activity Description
08/29/2008	AA	ASSIGNED TO LEAD ATTORNEY JACK J CHISOLM
08/29/2008	ACO	ADMIN. CASE OPENED IN OGC
08/29/2008	REX1	RECEIVED FIRST REQUEST FOR EXTENSION OF TIME
09/04/2008		SENT OUT ORDER GRANTING FIRST REQUEST UNTIL 09/15/08
09/15/2008	EXP1	FIRST EXTENSION EXPIRES TODAY
09/15/2008	REX2	RECEIVED SECOND REQUEST FOR EXTENSION OF TIME
09/16/2008		ORDER GRANTING REQUEST SENT OUT
09/16/2008	AR	RE-ASSIGNED TO LEAD ATTORNEY RONNI L MOORE
09/30/2008	EXP2	SECOND EXTENSION EXPIRES TODAY