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AUG 26 1999

THE STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION BUREAU OF AIR REGULATION

In the Matter of an
Application for Permit by:

OGC CASE NO.: 97-1620

FDEP Revised Draft Permit No.: 1070025-001-AV

Seminole Electric Cooperative, Inc.
Seminole Power Plant
Putnam County, Florida

NOTICE OF WITHDRAWAL OF EXTENSION OF TIME

By and through undersigned counsel, Seminole Electric Cooperative, Inc. (Seminole) hereby withdraws its Request for Extension of Time to file a petition for formal administrative proceedings in accordance with Chapter 120, Florida Statutes. Seminole filed its last Request for Extension of Time until September 1, 1999, in response to the "Intent to Issue Title V Air Operation Permit" (REVISED Draft Permit No. 1070025-001-AV) for the Seminole Power Plant located in Putnam County, Florida, to negotiate certain changes in the Revised Draft Title V permit with the Department of Environmental Protection (Department). Following discussions with Department representatives, FPC and the Department came to an agreement on the issues involved in the above-referenced Revised Draft Title V permit. The agreement between Seminole and the Department is contained in the preliminary proposed Title V permit, a copy which is attached to this Notice. Therefore, Seminole hereby withdraws its Request for Extension, conditioned upon the Department's issuance of the Proposed Permit in accordance with the Department's agreement with Seminole.

CERTIFICATE OF SERVICE

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

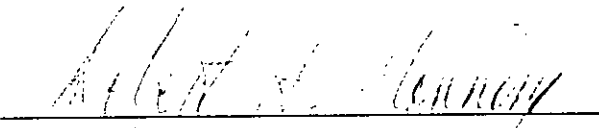
U.S. Mail on this 26 day of August, 1999:

Clair H. Fancy, P.E., Chief
Bureau of Air Regulation
Department of Environmental Protection
2600 Blair Stone Road
Tallahassee, FL 32399-2400

Jeff Brown, Esq.
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Ed Svec
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6/26/99 cc: Ed Svec



Attorney

Respectfully submitted this 25 day of August, 1999.

HOPPING GREEN SAMS & SMITH, P.A.

By: Robert A. Manning

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Attorneys for SEMINOLE ELECTRIC
COOPERATIVE, INC.

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**BUREAU OF
AIR REGULATION**

**THE STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION**

**In the Matter of an
Application for Permit by:**

OGC CASE NO.: 97-1620

FDEP Revised Draft Permit No.: 1070025-001-AV

**Seminole Electric Cooperative, Inc.
Seminole Power Plant
Putnam County, Florida**

REQUEST FOR ENLARGEMENT OF TIME

By and through undersigned counsel, Seminole Electric Cooperative, Inc. (Seminole) hereby requests, pursuant to Florida Administrative Code Rule 62-110.106(4), an enlargement of time, to and including September 1, 1999, in which to file a Petition for Administrative Proceedings in the above-styled matter. As good cause for granting this request, Seminole states the following:

1. On or about September 12, 1997, Seminole received from the Department of Environmental Protection (Department) an "Intent to Issue Title V Air Operation Permit" (Draft Permit No. 1070025-001-AV) for the Seminole Power Plant located in Putnam County, Florida. Seminole subsequently filed several extensions of time, until August 31, 1998, to preserve its right to file a Petition for Administrative Proceeding on this permit.

2. On or about August 20, 1998, Seminole received from the Department an "Intent to Issue Title V Air Operation Permit" (**REVISED** Draft Permit No. 1070025-001-AV) for the Seminole Power Plant. The Department issued this Revised Draft based on progressing

negotiations and the need to include additional applicable requirements pursuant to the Acid Rain program. Seminole subsequently filed extensions of time, until July 1, 1999, to preserve its right to file a Petition for Administrative Proceeding on this permit.

3. Mr. Scott Sheplak of the Department's Bureau of Air Regulation informed Seminole that the initial Draft Title V permit was effectively withdrawn upon the issuance of the Revised Draft Title V permit, and therefore no further proceedings could occur on the initial Draft permit. In reliance on this representation, Seminole has filed Requests for Extension of Time on the Revised Draft permit, and understands that no further extensions of time are needed to preserve its rights in relation to the initial Title V permit because it has been effectively withdrawn. Nonetheless, insofar as the initial Draft Title V permit may be determined to still be in effect, Seminole respectfully requests that this Request for Enlargement of Time apply to both the initial and the Revised Draft Title V permits.

4. Based on Seminole's review, the Revised Draft permit and associated documents contain several provisions that warrant clarification or correction.

5. This request is filed simply as a protective measure to avoid waiver of Seminole's right to challenge certain conditions contained in the Revised Draft Title V permit. 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, Seminole respectfully requests that the time for filing of a Petition for Administrative Proceedings in regard to the Department's Intent to Issue Title V Air Operation Permit for Revised Draft Permit No. 1070025-001-AV be formally extended to and including

September 1, 1999. If the Department denies this Request, Seminole requests the opportunity to file a Petition for Administrative Proceeding within 10 days of such denial.

Respectfully submitted this 1 day of July, 1999.

HOPPING GREEN SAMS & SMITH, P.A.

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COOPERATIVE, INC.

CERTIFICATE OF SERVICE

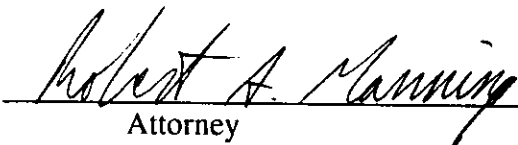
I HEREBY CERTIFY that a copy of the foregoing has been furnished to the following by

U.S. Mail on this 7 day of July, 1999:

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Scott Sheplek