



Florida Department of Environmental Protection

Bob Martinez Center
2600 Blair Stone Road
Tallahassee, Florida 32399-2400

Charlie Crist
Governor

Jeff Kottkamp
Lt. Governor

Michael W. Sole
Secretary

September 19, 2008

Mr. Michael Opalinski
VP Technical Services
Seminole Electric Cooperative, Inc.
16313 North Dale Mabry Highway
Tampa, FL 33688-2000

RE: Seminole Electric Cooperative, Inc.
Unit 3, Seminole Generating Station

Dear Mr. Opalinski:

I am in receipt of a letter from Mr. James Alves, Esquire, written on behalf of Seminole Electric Cooperative, Inc. to Mr. Jack Chisolm, Esquire, dated September 2, 2008, requesting that the Department of Environmental Protection (the Department) add the settlement agreement between Sierra Club and Seminole to the construction permit. Based upon this letter, the Department has opened a permit revision project to include the settlement agreement.

In addition, because the U.S. Court of Appeals for the District Court of Columbia has vacated the Clean Air Mercury Rule, the Department is required to establish a case-by-case determination of maximum achievable control technology for unit 3 and it will do so as part of this same permit revision project. The Department requests that you submit a proposal for a case-by-case determination in accordance with the requirements of 40 CFR 63.53 as soon as possible so your proposal can be considered in the Department's determination.

If you have any questions, please contact Ms. Trina Vielhauer of my staff at 850/488-0114.

Sincerely,

Joseph Kahn, Director
Division of Air Resource Management

JK/tvf

Livingston, Sylvia

From: Mike Opalinski [MOpalinski@seminole-electric.com]
Sent: Monday, September 22, 2008 4:47 PM
To: Livingston, Sylvia
Subject: Re: Seminole Electric Cooperative, Inc. Unit 3 SeminoleGenerating Station

Received.

>>> "Livingston, Sylvia" <Sylvia.Livingston@dep.state.fl.us> 9/22/2008 4:43 PM >>>

Dear Mr. Opalinski:

The document(s) may require immediate action within a specified time frame. Please open and review the document(s) as soon as possible.

Please send a "reply" message verifying receipt of the attached document(s); this may be done by selecting "Reply" on the menu bar of your e-mail software, *noting that you can view the documents*, and then selecting "Send". We must receive verification of receipt and your reply will preclude subsequent e-mail transmissions to verify receipt of the document(s).

The Division of Air Resource Management is sending electronic documents rather than sending documents Return Receipt Requested via the US Postal service. Your "receipt confirmation" reply serves the same purpose as tracking the receipt of the signed "Return Receipt" card from the US Postal Service.

Thank you,

Sylvia Livingston
Bureau of Air Regulation
Division of Air Resource Management (DARM)
850/921-0771
sylvia.livingston@dep.state.fl.us

Note: The document is in Adobe Portable Document Format (pdf). Adobe Acrobat Reader can be downloaded for free at the following internet site: <<http://www.adobe.com/products/acrobat/readstep.html>> .

<<Seminole Electric Cooperatintive Inc.pdf>>

The Department of Environmental Protection values your feedback as a customer. DEP Secretary Michael W. Sole is committed to continuously assessing and improving the level and quality of services provided to you. Please take a few minutes to comment on the quality of service you received. Simply click on [this link to the DEP Customer Survey](#). Thank you in advance for completing the survey.

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9/22/2008