

STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION

MICHAEL H. STALLINGS,

Petitioner,

vs.

OGC CASE NO. 99-0564
DOAH CASE NO. 99-1773

OLEANDER POWER PROJECT, L.P.,
and STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION,

Respondents.

BREVARD CITIZENS AGAINST
POLLUTION, INC.,

Petitioner,

vs.

OGC CASE NO. 99-0574
DOAH CASE NO. 99-1774

OLEANDER POWER PROJECT, L.P.,
and STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION,

Respondents.

CRAIG BOCK,

Petitioner,

vs.

OGC CASE NO. 99-0618
DOAH CASE NO. 99-1775

OLEANDER POWER PROJECT, L.P.,
and STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION,

Respondents.

RECEIVED

JUL 01 1999

BUREAU OF
AIR REGULATION

ROBERT J. KNODEL,

Petitioner,

vs.

**OGC CASE NO. 99-0620
DOAH CASE NO. 99-1776**

**OLEANDER POWER PROJECT, L.P.,
and STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION,**

Respondents.

DOUGLAS H. SPHAR,

Petitioner,

vs.

**OGC CASE NO. 99-0621
DOAH CASE NO. 99-1777**

**OLEANDER POWER PROJECT, L.P.,
and STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION,**

Respondents.

ROBERT and MARLENE WATERS,

Petitioners,

vs.

**OGC CASE NO. 99-0622
DOAH CASE NO. 99-1778**

**OLEANDER POWER PROJECT, L.P.,
and STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION,**

Respondents.

ORDER CLOSING FILES

On April 8, 1999, the Florida Department of Environmental Protection (Department) received several petitions for administrative hearing from above referenced Petitioners. The petitions challenged the Department's Intent to Issue Permit No. 0090180-001-AC to Oleander

Power Project, L.P, to construct five 190-MW dual-fuel "F" class construction turbines and two 2.8 million gallon fuel oil storage tanks, in Brevard County.

On June 17, 1999, after receiving Notices of Voluntary Dismissal, the assigned administrative law judge issued an order closing the files of the Division of Administrative Hearings and relinquishing jurisdiction back to the Department. See Exhibit 1. There being no further matters to consider,

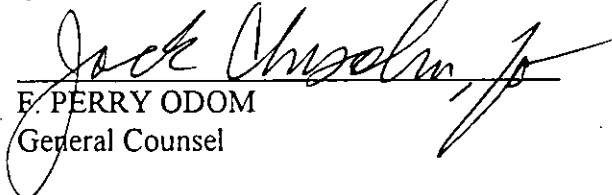
IT IS ORDERED:

The petitions having been withdrawn, the Department's file in this matter is closed.

Any party to this order has the right to seek judicial review of the order under section 120.68 of the Florida Statutes by the filing of a notice of appeal under rule 9.110 of the Florida Rules of Appellate Procedure with the clerk of the Department in the Office of General Counsel, 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000, and by filing a copy of the notice of appeal accompanied by the applicable filing fees with the appropriate district court of appeal. The notice of appeal must be filed within 30 days from the date this order is filed with the clerk of the Department.

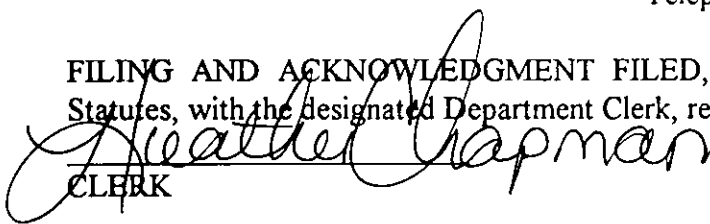
DONE AND ORDERED this 28 day of June, 1999, in Tallahassee, Florida.

STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION


E. PERRY ODOM
General Counsel

Douglas Building
3900 Commonwealth Boulevard
Mail Station 35
Tallahassee, Florida 32399-3000
Telephone: (850) 488-9314

FILING AND ACKNOWLEDGMENT FILED, on this date, pursuant to S.120.52 Florida Statutes, with the designated Department Clerk, receipt of which is hereby acknowledged.


CLERK

6-29-99
DATE

CERTIFICATE OF SERVICE

I CERTIFY that a true copy of the foregoing was mailed to:

Michael H. Stallings
121 Rosewood Drive
Cocoa Beach, Florida 32926

John M. Harris, Esquire
Stadler & Harris, P.A.
1820 Garden Street
Titusville, Florida 32796

David Dee, Esquire
Landers & Parsons, P.A.
Post Office Box 271
Tallahassee, Florida 32302-0271

Clarence Rowe
418 Pennsylvania Avenue
Rockledge, Florida 32955

on this 30th day of June, 1999.

STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION



W. DOUGLAS BEASON
Florida Bar No. 379239
Assistant General Counsel

3900 Commonwealth Boulevard
Mail Station 35
Tallahassee, Florida 32399-3000
Telephone: (850) 488-9314

STATE OF FLORIDA
DIVISION OF ADMINISTRATIVE HEARINGS

MICHAEL H. STALLINGS,

Petitioner,

vs.

OLEANDER POWER PROJECT, L.P.,
and DEPARTMENT OF ENVIRONMENTAL
PROTECTION,

Respondents.

Case No. 99-1773

BREVARD CITIZENS AGAINST
POLLUTION, INC.,

Petitioner,

vs.

OLEANDER POWER PROJECT, L.P.,
and DEPARTMENT OF ENVIRONMENTAL
PROTECTION,

Respondents.

Case No. 99-1774

CRAIG BOCK,

Petitioner,

vs.

OLEANDER POWER PROJECT, L.P.,
and DEPARTMENT OF ENVIRONMENTAL
PROTECTION,

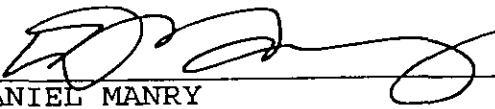
Respondents.

Case No. 99-1775

ORDERED that:

1. The files of the Division of Administrative Hearings are CLOSED.
2. This matter is returned to the referring agency for final disposition.

DONE AND ORDERED this 17th day of June, 1999, in Tallahassee, Leon County, Florida.



DANIEL MANRY
Administrative Law Judge
Division of Administrative Hearings
The DeSoto Building
1230 Apalachee Parkway
Tallahassee, Florida 32399-3060
(850) 488-9675 SUNCOM 278-9675
Fax Filing (850) 921-6847
www.doah.state.fl.us

Filed with the Clerk of the
Division of Administrative Hearings
this 17th day of June, 1999.

COPIES FURNISHED:

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