

STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION

ORLANDO UTILITIES COMMISSION,

Petitioner,

vs.

OGC CASE NO. 97-1827

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 Florida Department of Environmental Protection (Department) on receipt of a request made by Petitioner, Orlando Utilities Commission, to grant an extension of time to file a petition for an administrative hearing on Application No. 0090008-001-AV. See Exhibit 1.

Respondent, State of Florida Department of Environmental Protection, has no objection to it. Therefore,

IT IS ORDERED:

The request for an extension of time to file a petition for administrative proceeding is granted. Petitioner shall have until March 31, 1999, to file a petition in this matter. Filing shall be complete on receipt by the Office of General Counsel, Mail Station 35, Department of Environmental Protection, 3900 Commonwealth Boulevard, Tallahassee, Florida 32399-3000.

DONE AND ORDERED on this 3rd day of December, 1998, in Tallahassee, Florida.

STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION


F. PERRY ODOM
General Counsel

Douglas Building, MS #35
3900 Commonwealth Boulevard
Tallahassee, FL 32399-3000
Telephone: (850) 488-9314


CERTIFICATE OF SERVICE

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

Wayne A. Morris, Esq.
Orlando Utilities Commission
500 South Orange Avenue
Orlando, Florida 32802-3193

on this 4th day of December, 1998.

STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION


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

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

12/17/98 cc - Cindy Phillips

OUC

STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION

In the Matter of an
Application for permit by:

Orlando Utilities Commission

DEP Permit: 0090008-001-AV
Indian River Plant

REQUEST FOR EXTENSION OF TIME

DEPARTMENT OF
ENVIRONMENTAL PROTECTION

NOV 24 1998

TO: Kirby Green, Secretary
Department of Environmental Protection
2600 Blair Stone Road
Twin Towers Building
Tallahassee, Florida 32399-2400

OFFICE OF THE SECRETARY

Orlando Utilities Commission ("OUC") files a request for extension of time to file Sections 120.57 and 120.569, Florida Statutes, Petition For Administrative Hearing with respect to Permit Number 0090008-001-AV, received by the OUC on October 6, 1997.

OUC has requested a meeting with the Department to resolve the issues in the permit conditions.


Therefore, OUC requests until March 31, 1999 to file an administrative challenge, should it deem it necessary, pending which time the OUC will meet with the Department to attempt to resolve the outstanding issues.

By prior communications with DEP representative, Scott Sheplak, P.E., the OUC represents that the Department consents to this request and date.

In the alternative, should this request be denied, this document shall be deemed a request by the OUC for a formal administrative review of the proposed permit pursuant to Sections 120.569 and 120.57, Florida Statutes.

I HEREBY CERTIFY that the original of the foregoing has been filed, via Airborne Express, with Kirby Green, Secretary of the Department of Environmental Protection, and copies sent to Office of General Counsel, Department of Environmental Protection, 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, Florida 32399-3000 and to Scott Cheplak, P.E., Florida Department of Environmental Protection, Twin Towers Office Building, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400 this 16th day of November, 1998.

Respectfully submitted,



Wayne A. Morris, Esquire

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