

# INTEROFFICE MEMORANDUM

-file-  
e-mail receipt  
of comments

**Date:** 08-Aug-2000 09:35am  
**From:** jgosine  
jgosine@wm.com  
**Dept:**  
**Tel No:**

**To:** Scott.sheplak ( Scott.sheplak@dep.state.fl.us )  
**CC:** msantella ( msantella@wm.com )  
**CC:** mkilleen ( mkilleen@wm.com )

**Subject:** Wheelabrator South Broward's Comments to Revised Draft Title V permit # 0112119-002-AV

Attached to this e-mail is a letter summarizing Wheelabrator South Broward's Comments to Revised Draft Title V permit # 0112119-002-AV that was published in the Sun Sentinel on July 9, 2000. A hard copy of the letter will be mailed to you today.

(See attached file: Draft Title V Comments (2nd Draft) - SB.doc)



**RECEIVED**

**AUG 11 2000**

**BUREAU OF AIR REGULATION**

**WHEELABRATOR SOUTH BROWARD INC.**  
A WASTE MANAGEMENT COMPANY

4400 South State Road 7  
Ft. Lauderdale, FL 33314  
(954) 581-6606  
(954) 581-6705 Fax

**Certified #Z 126 728 316**  
**Return Receipt Requested**

August 7, 2000

Mr. Scott M. Sheplak P.E.  
Florida Department of Environmental Protection  
Twin Towers Office Building  
2600 Blair Stone Road  
Tallahassee, FL 32399-2400

Re: Wheelabrator South Broward  
Comments to Draft Title V Permit

Dear Mr. Sheplak:

Below are Wheelabrator South Broward's comments to Revised Draft Title V permit No. 0112119-002-AV that was published in the Sun Sentinel on July 9, 2000:

- 1) Page 30, B.11 Capacity- Paragraph (b) is not applicable. Municipal waste combustor operating capacity defined under 40 CFR 60.51b specifically excludes MWCs constructed before September 20, 1994.
- 2) Page 38, Emission Limitations and Standards- Permitting Note: Last sentence of permitting note should reference PSD -FL- 105(B).
- 3) Pages 38-40, Condition B.34: This condition should only reference 40 CFR 60.33b as basis for limit consistent with other Cb limits incorporated into PSD FL-105(B).
- 4) Page 42, Condition B.44: Condition 44 limits excess opacity emissions to 2 hours in a 24-hour period. This is inconsistent with Condition B.47 which allows excess emissions for 3 hours in a 24 hour period.
- 5) Page 55, Condition B.78; Condition 78 should be modified since the requirement to calculate a 12% CO<sub>2</sub> F-Factor was deleted in PSD-FL-105 (B) when lb/mmBtu limits were changed to concentration based limits. Compliance with emission limit in lb/mmBtu (see condition B.39) should be based on the EPA F-Factor of 9570 dscf/mmBtu from 40 CFR 60 Appendix A, Method 19. This F-Factor was used to convert Subpart Cb limits to equivalent lb/mmBtu values in PSD FL-105 (B).
- 6) Page 55, Condition B.79: Condition 1.d.(3) of PSD FL-112(B), the basis for Condition B.79, was added to the PSD to reflect the incorporation of the Cb requirements and therefore was to provide the same monitoring flexibility that Subpart Cb allows. Consequently, the location of SO<sub>2</sub> monitors upstream of scrubber would not be required if SO<sub>2</sub> removal efficiency would not be used for determining compliance with the alternative removal limit. Furthermore, SO<sub>2</sub> monitors are not required under Specific Condition 9 of PSD FL-105 (B), which specifies the

Mr. Scott M. Sheplak P.E.

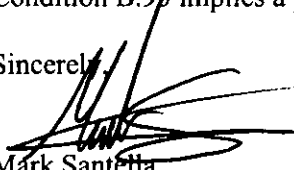
Page 2 of 2

PSD continuous monitoring requirements. PSD specific condition 9 was inexplicably left out of the Title V permit. PSD Condition 9 should be incorporated in the Title V permit to preserve the option for omitting SO2 monitors upstream of the scrubber. It was our intent under PSD FL-105 (B), which incorporated the Subpart Cb requirements to make the inlet SO2 monitors optional (as Cb allows) which we thought was done.

7) Page 41, Permitting Note: The equivalent emissions were calculated using an F-Factor of 14,389 dscf/mmbtu at 7% O2 and not 15,239 dscf/mmbtu at 7%O2. The 14,439 dscf/mmbtu F-Factor is based on the EPA Method 19 F-Factor of 9570 dscf/mmbtu converted to 7%O2.

8) Page 58, Condition B.92, paragraph (6): The SO2 limit under Condition B.31 specifies a concentration limit or % removal while there is no maximum ppm limit for SO2. Paragraph (6) of Condition B.92 implies a ppm limit only for SO2 and this should be clarified.

Sincerely,



Mark Santella  
Plant Manager

000807.MS.ch

Enclosures

cc:   Jairaj Gosine  
      Matt Killeen  
      Timothy Porter  
      Scott Shannon  
      File: 3.7.3  
      File: 5.1.3.2

8/14/00 cc = Wendy Alexander  
              Scott Sheplak



**WHEELABRATOR SOUTH BROWARD INC.**  
 A WASTE MANAGEMENT COMPANY  
 4400 South State Road 7  
 Ft. Lauderdale, FL 33314



**CERTIFIED**

Z 126 728 316

ISSN406 FT LAUDERDALE FL 333 08-09-00 10:11

**MAIL**

A

Mr. Scott M. Sheplak P.E.  
 Florida Department of Environmental Protection  
 Twin Towers Office Building  
 2600 Blair Stone Road  
 Tallahassee, FL 32399-2400

32399-6542 01





**RECEIVED**

**JUL 17 2000**

**BUREAU OF AIR REGULATION**

**WHEELABRATOR SOUTH BROWARD INC.**  
A WASTE MANAGEMENT COMPANY

4400 South State Road 7  
Ft. Lauderdale, FL 33314  
(954) 581-6606  
(954) 581-6705 Fax

July 12, 2000

**Certified #Z 126 728 312**  
**Return Receipt Requested**

Mr. Scott M. Sheplak, P.E.  
Florida Department of Environmental Protection  
Twin Towers Office Building  
2600 Blair Stone Road  
Tallahassee, FL 32399-2400

Re: Wheelabrator South Broward

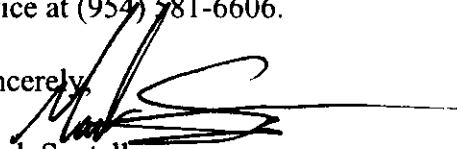
Draft Title V Permit  
Proof of Publication

Dear Mr. Sheplak:

Please find enclosed Wheelabrator South Broward's proof of publication of the "Public Notice of Intent to Issue a Combined Air Construction Permit/Title V Operation Permit".

If there are any questions, or if additional information is required, please contact this office at (954) 581-6606.

Sincerely,

  
Mark Santella  
Plant Manager

Enclosures

007012.MS.ch

cc:   Jairaj Gosine (with)  
      Matt Killeen (without)  
      Tim Porter (without)  
      File 3.7.3  
      File 5.1.3.2

6/20/00 cc - Wendy Alexander

S U N - S E N T I N E L  
PUBLISHED DAILY  
FORT LAUDERDALE, BROWARD COUNTY, FLORIDA  
BOCA RATON, PALM BEACH COUNTY, FLORIDA  
MIAMI, DADE COUNTY, FLORIDA

STATE OF FLORIDA  
COUNTY OF BROWARD/PALM BEACH/DADE  
BEFORE THE UNDERSIGNED AUTHORITY PERSONALLY APPEARED

CHRIS BULL ..... WHO ON OATH SAYS THAT  
HE/SHE IS A DULY AUTHORIZED REPRESENTATIVE OF THE  
CLASSIFIED DEPARTMENT OF THE SUN-SENTINEL, DAILY  
NEWSPAPER PUBLISHED IN BROWARD/PALM BEACH/DADE COUNTY,  
FLORIDA THAT THE ATTACHED COPY OF ADVERTISEMENT, BEING A

NOTICE  
IN THE MATTER OF

IN THE CIRCUIT COURT, WAS PUBLISHED IN SAID NEWSPAPER IN  
THE ISSUES OF  
C , 07/09, 1 X

76790090

AFFIANT FURTHER SAYS THAT THE SAID SUN-SENTINEL IS A  
NEWSPAPER PUBLISHED IN SAID BROWARD/PALM BEACH/DADE  
COUNTY, FLORIDA, AND THAT THE SAID NEWSPAPER HAS HERETOFORE  
BEEN CONTINUOUSLY PUBLISHED IN SAID BROWARD/PALM BEACH/DADE  
COUNTY, FLORIDA, EACH DAY, AND HAS BEEN ENTERED AS SECOND  
CLASS MATTER AT THE POST OFFICE IN FORT LAUDERDALE, IN SAID  
BROWARD COUNTY, FLORIDA, FOR A PERIOD OF ONE YEAR NEXT  
PRECEDING THE FIRST PUBLICATION OF THE ATTACHED COPY OF  
ADVERTISEMENT; AND AFFIANT FURTHER SAYS THAT HE/SHE HAS  
NEITHER PAID NOR PROMISED ANY PERSON, FIRM OR CORPORATION  
ANY DISCOUNT, REBATE, COMMISSION OR REFUND FOR THE PURPOSE  
OF SECURING THIS ADVERTISEMENT FOR PUBLICATION IN SAID  
NEWSPAPER.

Chris Bull

.....  
(SIGNATURE OF AFFIANT)

SWORN TO AND SUBSCRIBED BEFORE ME  
THIS 09 DAY OF JULY  
A.D. 2000

Barbara Strickland  
.....  
(SIGNATURE OF NOTARY PUBLIC)

.....  
(NAME OF NOTARY TYPED, PRINTED OR STAMPED)

PERSONALLY KNOWN ..... OR  
PRODUCED IDENTIFICATION .....

**PUBLIC NOTICE OF INTENT TO ISSUE  
A COMBINED AIR CONSTRUCTION PERMIT/TITLE V OP-  
ERATION PERMIT  
STATE OF FLORIDA DEPARTMENT OF ENVIRONMEN-  
TAL PROTECTION**

Air Construction Permit No.: 0112119-003-AC  
Revised DRAFT Title V Operation Permit No.: 0112119-  
002-AV

South Broward Waste-to-Energy Facility Broward  
County

The Department of Environmental Protection (permitting  
authority) gives notice of its intent to issue a combined Air  
Construction Permit/Title V Operation Permit to Wheel-  
abrator South Broward, Inc. for the South Broward Waste-  
to-Energy Facility located at 4400 South State Road 7, Ft.  
Lauderdale, Broward County. The applicant's name and  
address are: Wheelabrator South Broward, Inc., 4400  
South State Road 7, Ft. Lauderdale, Florida, 33314.

The permitting authority will issue the combined Draft  
Air Construction Permit/Title V PROPOSED Operation  
Permit, and subsequent combined Final Air Construction  
Permit/Title V FINAL Operation Permit, in accordance with  
the conditions of the combined Draft Air Construction Per-  
mit/Title V Operation Permit unless a response received in  
accordance with the following procedures results in a dif-  
ferent decision or significant change of terms or condi-  
tions. The permitting authority has determined that a com-  
bined Air Construction Permit/Revised DRAFT Title V  
Operation Permit are required in order to: 1) remove a bag  
house filter system from an emissions unit/activity, the Unit  
005 Ash Handling System (including conveyors, metal re-  
covery area, ash conditioning building, and ash loadout)  
and 2) remove air construction permit conditions associ-  
ated with the bag house filter system.

The permitting authority will accept written comments  
concerning the proposed combined Draft Air Construction  
Permit/Revised DRAFT Title V Operation Permit issuance  
action for a period of 30 (thirty) days from the date of  
publication of this Notice. Written comments should be  
provided to the Department's Bureau of Air Regulation,  
2600 Blair Stone Road, Mail Station #5505, Tallahassee,  
Florida 32399-2400. Any written comments filed shall be  
made available for public inspection. If written comments  
received result in a significant change in this combined  
Draft Air Construction Permit Revised DRAFT Title V Oper-  
ation Permit, the permitting authority shall issue a com-  
bined Revised Draft Air Construction Permit/Revised  
DRAFT Title V Operation Permit and require, if applicable,  
another Public Notice.

A person whose substantial interests are affected by the  
proposed permitting decision may petition for an adminis-  
trative hearing in accordance with Sections 120.569 and  
120.57 of the Florida Statutes (F.S.). The petition must  
contain the information set forth below and must be filed  
(received) in Office of General Counsel of the Department  
of Environmental Protection, 3900 Commonwealth Boule-  
vard, Mail Station #35, Tallahassee, Florida 32399-3000  
(Telephone: 850/488-9730; Fax: 850/487-4938). Petitions  
filed by any persons other than those entitled to written  
notice under Section 120.60(3), F.S., must be filed within  
fourteen days of publication of the public notice or within  
fourteen days of receipt of the notice of intent, whichever  
occurs first. Under Section 120.60(3), F.S., however, any  
person who asked the permitting authority for notice of  
agency action may file a petition within fourteen days of  
receipt of that notice, regardless of the date of publication.  
A petitioner shall mail a copy of the petition to the ap-  
plicant at the address indicated above, at the time of filing.  
The failure of any person to file a petition within the ap-  
plicable time period shall constitute a waiver of that person's  
right to request an administrative determination (hearing)  
under Sections 120.569 and 120.57, F.S., or to intervene in  
this proceeding and participate as a party to it. Any subse-  
quent intervention will be only at the approval of the pre-  
siding officer upon the filing of a motion in compliance with  
Rule 28-106.205, F.A.C.

A petition that disputes the material facts on which the  
permitting authority's action is based must contain the  
following information:

- (a) The name and address of each agency affected and  
each agency's file(s) or identification number(s), if known;
- (b) The name, address and telephone number of the  
petitioner; name address and telephone number of the  
petitioner's representative, if any, which shall be the ad-  
dress for service purposes during the course of the pro-  
ceeding; and an explanation of how petitioner's substantial  
rights will be affected by the agency determination;
- (c) A statement of how and when the petitioner received  
notice of the agency action or proposed action;
- (d) A statement of all disputed issues of material fact. If  
there are none, the petition must so state;
- (e) A concise statement of the ultimate facts alleged, as  
well as the rules and statutes which entitle petitioner to  
relief;

(f) A statement of the specific rules or statutes the peti-  
tioner contends require reversal or modification of the  
agency's proposed action; and

(g) A statement of the relief sought by the petitioner,  
stating precisely the action petitioner wishes the agency to  
take with respect to the agency's proposed action.

A petition that does not dispute the material facts upon  
which the permitting authority's action is based shall state  
that no such facts are in dispute and otherwise shall con-  
tain the same information as set forth above, as required  
by Rule 28-106.301, F.A.C.

Because the administrative hearing process is designed  
to formulate final agency action, the filing of a petition  
means that the permitting authority's final action may be  
different from the position taken by it in this notice of  
intent. Persons whose substantial interests will be affected  
by any such final decision of the permitting authority on the  
application have the right to petition to become a party to  
the proceeding, in accordance with the requirements set  
forth above.

Mediation is not available for this proceeding.

In addition to the above, pursuant to 42 United States  
Code (U.S.C.) Section 7661d(b)(2), any person may petition  
the Administrator of the EPA within 60 (sixty) days of the  
expiration of the Administrator's 45 (forty-five) day review  
period as established at 42 U.S.C. Section 7661d(b)(2), to  
object to issuance of any permit. Any petition shall be  
based only on objections to the permit that were raised  
with reasonable specificity during the 30 (thirty) day public  
comment period provided in this notice, unless the peti-  
tioner demonstrates to the Administrator of the EPA that it  
was impracticable to raise such objections within the com-  
ment period or unless the grounds for such objection arose  
after the comment period. Filing of a petition with the  
Administrator of the EPA does not stay the effective date  
of any permit properly issued pursuant to the provisions of  
Chapter 62-213, F.A.C. Petitions filed with the Administra-  
tor of EPA must meet the requirements of 42 U.S.C. Sec-  
tion 7661d(b)(2) and must be filed with the Administrator of  
the EPA at: U.S. EPA, 401 M Street, S.W., Washington,  
D.C. 20460.

A complete project file is available for public inspection  
during normal business hours, 8:00 a.m. to 5:00 p.m.,  
Monday through Friday, except legal holidays, at:

Permitting Authority:  
Department of Environmental Protection  
Bureau of Air Regulation  
111 South Magnolia Drive, Suite 4  
Tallahassee, Florida 32301  
Telephone: 850/488-0114  
Fax: 850/922-6979

Affected District/Local Programs:  
Department of Environmental Protection  
Southeast District Office  
400 North Congress Avenue  
West Palm Beach, Florida 33416-5425  
Telephone: 561/681-6600  
Fax: 561/681-6755

Broward County Department of Natural Resource Pro-  
tection Air Quality Division  
218 Southeast First Avenue  
Ft. Lauderdale, Florida 33301  
Telephone: 954/519-1220  
Fax: 954/519-1495

The complete project file includes the Technical Evalua-  
tion and Preliminary Determination, combined Draft Air  
Construction Permit/ Revised DRAFT Title V Operation  
Permit, the application, and the information submitted by  
the responsible official, exclusive of confidential records  
under Section 403.111, F.S. Interested persons may con-  
tact Scott M. Sheplak, PE at the above address or call  
850/921-9532, for additional information.

July 8, 2008



**WHEELABRATOR SOUTH BROWARD INC.**  
 A WASTE MANAGEMENT COMPANY  
 4400 South State Road 7  
 Ft. Lauderdale, FL 33314

**CERTIFIED**

Z 126 728 312

**MAIL**

FT LAUD FL 33310-1852-02-14-00-18-30  
 2000

Mr. Scott M. Sheplak, P.E.  
 Florida Department of Environmental Protection  
 Twin Towers Office Building  
 2600 Blair Stone Road  
 Tallahassee, FL 32399-2400

32399-2402 01







RECEIVED

JUN 22 2000

BUREAU OF AIR REGULATION

WHEELABRATOR SOUTH BROWARD INC.  
A WASTE MANAGEMENT COMPANY

4400 South State Road 7  
Fr. Lauderdale, FL 33314  
(954) 581-6606  
(954) 581-6705 Fax

June 8, 2000

**Certified #Z 126 728 303**  
**Return Receipt Requested**

Mr. Scott M. Sheplak, P.E.  
Florida Department of Environmental Protection  
Bureau of Air Regulation  
111 South Magnolia Drive, Suite 4  
Tallahassee, FL 32301

Re: Wheelabrator South Broward  
Draft Title V Permit

Dear Mr. Sheplak:

Wheelabrator South Broward is formally requesting a change to the requirements contained in Rule 62-210.700(1), F.A.C. The current requirement in this section reads:

*"Excess emissions resulting from start-up, shutdown, or malfunction of any emissions units shall be permitted provided (1) best operational practices to minimize emissions are adhered to, and (2) the duration of excess emissions shall be minimized, but in no case exceed two hours on any 24-hour period unless specifically authorized by the Department for longer duration."*

The Emissions guidelines for large MWCs, promulgated as 40 CFR 60 Subpart Cb, and adopted as Rule 62-204.800(8) (b), F.A.C., has significantly increased the stringency of the standards applied to the facility and increased the complexity of the control equipment. This is discussed in the EPA Background Information Documents and the Emissions Guidelines, which specifically allow for three hours of excess emissions in any 24-hour period during start-ups, shutdowns and malfunctions.

The facility's current Power Plant Siting Certification (PA 85-21) is being modified by the FDEP. While the current PPSC does contain the two hour notification requirement, Section XII.B. of the proposed modified PPSC reads:

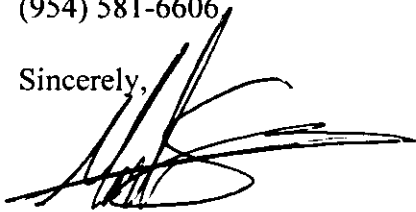
*[Faint, illegible text from the proposed modified PPSC]*

Mr. Scott M. Sheplak, P.E.  
Page 2 of 2

*"This certification shall be automatically modified to conform to any subsequent amendments, modifications, or renewals made by DEP under a federally or approved program to any separately issued Prevention of Significant Deterioration (PSD) permit, Title V Air Permit, or National Pollutant Discharge Elimination System (NPDES) permit for the certified facility."*

If there are any questions, or if further information is required, I may be contacted at (954) 581-6606.

Sincerely,



Mark Santella  
Plant Manager

000608.MS.ch

cc: Jairaj Gosine  
Matt Killeen  
Tim Porter  
William Roberts  
File: 3.7.3  
5.1.3.2

6/23/00 cc: Scott Sheplak  
Wendy Alexander

**CERTIFIED**



**WHEELABRATOR SOUTH BROWARD INC.**  
A WASTE MANAGEMENT COMPANY

4400 South State Road 7  
Ft. Lauderdale, FL 33314



**A**

Z 126 728 304

158#406 FT LAUDERDALE FL 333 06-20-00 10:45

**MAIL**

Mr. Scott M. Sheplak  
Florida Department of Environmental Protection  
Twin Towers Office Building  
2600 Blair Stone Road  
Tallahassee, FL 32399-2400

32399X2400



**CERTIFIED**



**WHEELABRATOR SOUTH BROWARD INC.**  
A WASTE MANAGEMENT COMPANY

4400 South State Road 7  
Ft. Lauderdale, FL 33314



RETURN TO SENDER  
NO MAIL RECEPTACLE

Z 126 728 303

FT LAUD FL 33310 1582 06-09-00 24

158#406 FT LAUDERDALE FL 333 06-18-00 00

**MAIL**

Mr. Scott M. Sheplak,  
Florida Department of Environmental Protection  
Bureau of Air Regulation  
111 South Magnolia Drive, Suite 4  
Tallahassee, FL 32301

RETURN TO SENDER  
NO MAIL RECEPTACLE

*MMR  
6/13  
01*

32301-2956 18



Fold all the way over top of envelope to the right of the return address

45

n

318

<p><b>SENDER:</b></p> <ul style="list-style-type: none"> <li>■ Complete items 1 and/or 2 for additional services.</li> <li>■ Complete items 3, 4a, and 4b.</li> <li>■ Print your name and address on the reverse of this form so that we can return this card to you.</li> <li>■ Attach this form to the front of the mailpiece, or on the back if space does not permit.</li> <li>■ Write "Return Receipt Requested" on the mailpiece below the article number.</li> <li>■ The Return Receipt will show to whom the article was delivered and the date delivered.</li> </ul>	<p>I also wish to receive the following services (for an extra fee):</p> <p>1. <input type="checkbox"/> Addressee's Address</p> <p>2. <input type="checkbox"/> Restricted Delivery</p> <p>Consult postmaster for fee.</p>	
	<p>3. Article Addressed to:</p> <p><i>Mr. &amp; Mrs. Sheplak, P.E.</i>  <i>FDEP</i>  <i>Bureau of Air Regulation</i>  <i>111 South Magnolia St.</i>  <i>Suite 4</i>  <i>Tallahassee, FL 32301</i></p>	
<p>4a. Article Number</p> <p><i>Z 126 728 303</i></p>		<p>4b. Service Type</p> <p><input type="checkbox"/> Registered <input checked="" type="checkbox"/> Certified</p> <p><input type="checkbox"/> Express Mail <input type="checkbox"/> Insured</p> <p><input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> COD</p>
<p>5. Received By: (Print Name)</p>		<p>7. Date of Delivery</p>
<p>6. Signature: (Addressee or Agent)</p> <p><b>X</b></p>		<p>8. Addressee's Address (Only if requested and fee is paid)</p>

Is your RETURN ADDRESS completed on the reverse side?

Thank you for using Return Receipt Service.



WHEELABRATOR SOUTH BROWARD INC.  
A WASTE MANAGEMENT COMPANY

4400 South State Road 7  
Ft. Lauderdale, FL 33314  
(954) 581-6606  
(954) 581-6705 Fax

FAX COVER SHEET

DATE: 6/21/00

PLEASE DELIVER AS SOON AS POSSIBLE TO:

NAME: Wendy Alexander

FROM: Chuck Falter

FAX #: (954) 581-6705

NUMBER OF PAGES INCLUDING COVER SHEET: 3

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IF YOU HAVE PROBLEMS RECEIVING THIS FAX  
PLEASE CALL (954) 581-6606



**WHEELABRATOR SOUTH BROWARD INC.**  
A WASTE MANAGEMENT COMPANY

4400 South State Road 7  
Ft. Lauderdale, FL 33314  
(954) 581-6606  
(954) 581-6705 Fax

June 8, 2000

**Certified #Z 126 728 303**  
**Return Receipt Requested**

Mr. Scott M. Sheplak, P.E.  
Florida Department of Environmental Protection  
Bureau of Air Regulation  
111 South Magnolia Drive, Suite 4  
Tallahassee, FL 32301

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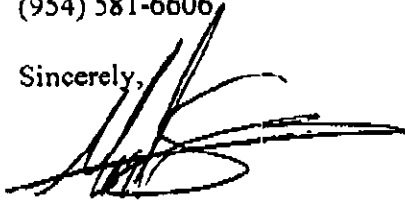
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Mr. Scott M. Sheplak, P.E.  
Page 2 of 2

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Mark Santella  
Plant Manager

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cc: Jairaj Gosine  
Matt Killeen  
Tim Porter  
William Roberts  
File: 3.7.3  
5.1.3.2