

file

STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION

UNITED STATES SUGAR CORPORATION,

Petitioner,

vs.

OGC No. 08-0232
DEP Permit No. 0510003-032-AV

STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION,

OGC No. 08-0233
DEP Permit No. 0510003-031-AC

Respondent.

**ORDER GRANTING REQUEST FOR
EXTENSION OF TIME TO FILE PETITION FOR HEARING**

This cause has come before the State of Florida Department of Environmental Protection (Department) upon receipt of a request made by Petitioner, United States Sugar Corporation (Petitioner), to grant an extension of time to file a petition for administrative hearing to allow time to discuss with the Department several specific permit conditions for its facility in Hendry County, Florida. Because the request shows good cause for the extension of time,

IT IS ORDERED:

The request for an extension of time to file a petition for administrative hearing is GRANTED. Petitioner shall have until **May 8, 2008**, to file a petition in this matter. Filing shall be complete upon receipt by the Office of General Counsel, Department of Environmental Protection, 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000.

DONE AND ORDERED on this 20th day of February, 2008, in Tallahassee, Florida.

STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION



JACK CHISOLM, Deputy General Counsel
3900 Commonwealth Boulevard - MS 35
Tallahassee, Florida 32399-3000
850/245-2242 facsimile 850/245-2302

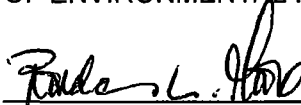
CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing, Order Granting Request for Extension of Time to File Petition for Hearing, was furnished via facsimile only on this 25th day of February, 2008, to:

David A. Buff
Golder Associates, Inc.
6241 NW 23rd St. Suite 500
Gainesville, FL 32653

Facsimile 352/336-6603

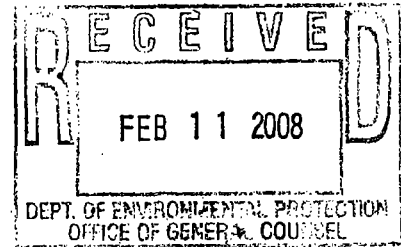
STATE OF FLORIDA DEPARTMENT
OF ENVIRONMENTAL PROTECTION



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STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION

PETITION FOR ADDITIONAL TIME IN WHICH TO FILE
A PETITION FOR ADMINISTRATIVE HEARING
UNDER SECTIONS 120.569 and 120.57, FLORIDA STATUTES

Applicant: United States Sugar Corporation

DEP Draft Title V Permit No.: 0510003-032-AV
0510003-031-AC
Intent to Issue and Draft Title V Air Operation Permit Renewal
Concurrent Air Construction Permit Revision

The undersigned has read Sections 120.569 and 120.57, Florida Statutes (F.S.), and fully understands the applicant's rights under those sections.

On or about February 7, 2008, United States Sugar Corporation received notice of publication of the Public Notice of Intent to Issue Title V Air Operation Permit Renewal and Concurrent Air Construction Permit Revision for the Clewiston Sugar Mill and Refinery. United States Sugar has not yet published the notice in the local newspaper. United States Sugar hereby requests an extension of time in which to file a petition for an administrative hearing on the draft permits.

The applicant has now received the Draft Title V Air Operation Permit Renewal and Concurrent Air Construction Permit Revision from the Department's Tallahassee office, but needs additional time in which to review the specific and general permit conditions. The Draft Title V represents a major reformatting and restructuring of the permit. United States Sugar needs time to conduct a thorough review of the two Draft Permits, Appendices and the accompanying Statement of Basis. Based on this review, it is anticipated that comments will be submitted concerning the draft permits. Issues may need to be discussed and negotiated with the Department. To allow for this process, and protect the right of the applicant to file for an administrative hearing if so desired, this request for additional time is being made. This request is made freely and voluntarily by the applicant, is in its self-interest, and is made without any pressure or coercion by anyone employed by the State of Florida Department of Environmental Protection.

This request for extension of time shall expire on May 8, 2007.

The undersigned is authorized to make this request on behalf of the applicant.

David A. Buff 2/10/08
Signature/Date

David A. Buff, P.E., Principal Engineer, Golder Associates Inc.