

STATE OF FLORIDA  
DEPARTMENT OF ENVIRONMENTAL PROTECTION

ORLANDO COGEN LIMITED, L.P.  
(ORLANDO COGEN PLANT),

Petitioner,

vs.

OGC CASE NO. 98-1307

STATE OF FLORIDA DEPARTMENT  
OF ENVIRONMENTAL PROTECTION,

Respondent.

**RECEIVED**

MAY 22 1998

BUREAU OF  
AIR REGULATION

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 CoGen Limited, L.P., to grant an extension of time to file a petition for an administrative hearing on Application No. 0950203-001-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 June 30, 1998, 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 21<sup>st</sup> day of May, 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:

Robert A. Manning, Esq.  
Post Office Box 6526  
Tallahassee, Florida 32314

on this 21<sup>st</sup> day of May, 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) 488-9730

THE STATE OF FLORIDA  
DEPARTMENT OF ENVIRONMENTAL PROTECTION

In the Matter of an  
Application for Permit by:

Orlando CoGen Limited, L.P.  
8275 Exchange Drive  
Orlando, FL 32809

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OGC No. \_\_\_\_\_

DRAFT Permit No.: 0950203-001-AV  
Orlando CoGen Plant  
Orange County

**REQUEST FOR EXTENSION OF TIME**

By and through undersigned counsel, Orlando CoGen Limited, L.P. (Orlando), hereby requests, pursuant to Florida Administrative Code Rules 28-106.111(3) and 62-103.050(1), an extension of time, to and including June 30, 1998, in which to file a Petition for Administrative Proceedings in the above-styled matter. As good cause for granting this request, Orlando states the following:

1. On or about April 3, 1998, the Responsible Official for Orlando received from the Department of Environmental Protection (Department) an "Intent to Issue Title V Air Operation Permit" (Permit No. 0950203-001-AV) for the Orlando CoGen Plant located in Orange County, Florida. Along with the Intent to Issue, Orlando received a draft Title V permit and "Public Notice of Intent to Issue Title V Air Operation Permit."
2. Based on Orlando's review, the draft permit and associated documents contain several provisions that warrant clarification or correction.
3. Representatives of Orlando intend to correspond with staff of the Department's Bureau of Air Regulation in an effort to resolve all issues.

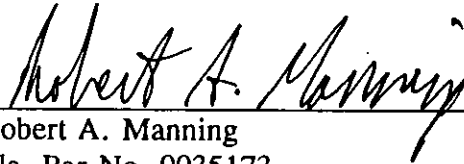
4. This request is filed simply as a protective measure to avoid waiver of Orlando's right to challenge certain conditions contained in the draft Title V permit. Grant of this request will not prejudice either party, but will further their mutual interest and likely avoid the need to file a petition and proceed to a formal administrative hearing.

5. Lennon Anderson with the Bureau of Air Regulation has agreed to an extension until June 30, 1998, on behalf of the Department. Counsel for Orlando has attempted without success to contact Jeffrey Brown with the Department's Office of General Counsel regarding this request.

WHEREFORE, Orlando respectfully requests that the time for filing of a Petition for Administrative Proceedings in regard to the Department's Intent to Issue Title V Air Operation Permit for Permit No. 0950203-001-AV be formally extended to and including June 30, 1998.

Respectfully submitted this 17th day of April, 1998.

HOPPING GREEN SAMS & SMITH, P.A.



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Robert A. Manning  
Fla. Bar No. 0035173  
123 South Calhoun Street  
Post Office Box 6526  
Tallahassee, FL 32314  
(850) 222-7500

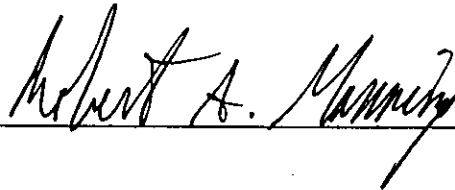
Attorney for ORLANDO COGEN LIMITED, L.P.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing has been furnished to the following  
by U.S. Mail on this 17th day of April, 1998:

Clair H. Fancy, P.E.  
Chief  
Bureau of Air Regulation  
Department of Environmental Protection  
2600 Blair Stone Road  
Tallahassee, FL 32399-2600

Jeffrey Brown  
Office of General Counsel  
Department of Environmental Protection  
2600 Blair Stone Road  
Tallahassee, FL 32399-2600

  
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