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STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION MAR 1 0 1999

TAMPA ELECTRIC COMPANY,

Petitioner,

BUREAU OF AIR REGULATION

vs.

OGC CASE NO. 97-1815

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, Tampa Electric Company, to grant an extension of time to file a petition for an administrative hearing on Application No. 0570039-002-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 April 2, 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 5th day of March, 1999, 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:

Lawrence N. Curtin, Esq.
Susan L. Stephens, Esq.
Post Office Drawer 810
Tallahassee, Florida 32302-0810

on this day of March, 1999.

STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION

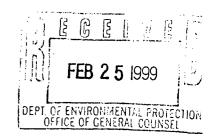
W. DOUGLAS BEASON Assistant General Counsel Florida Bar No. 379239

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

3/11/99 cc = Cirdy Phillips

BEST AVAILABLE COPY

STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION



TAMPA ELECTRIC COMPANY,

Petitioner,

ν.

STATE OF FLORIDA, DEPARTMENT OF ENVIRONMENTAL PROTECTION,

Respondent.

OGC Case No. 97-1815 Draft Title V Permit No. 0570039-002-AV Big Bend Station

REQUEST FOR EXTENSION OF TIME TO PETITION FOR HEARING

Tampa Electric Company ("TEC"), by and through its undersigned counsel, hereby requests that an order be entered further extending the time to petition for an administrative hearing on draft Title V Permit No. 0570039-002-AV to April 2, 1999, and as grounds therefor states:

1. TEC representatives received from the Department of Environmental Protection ("Department") draft Title V Permit No. 0570039-002-AV on October 7, 1997. The draft permit is for the Big Bend generating station located in Hillsborough County, Florida. The certificate of service for the draft Title V permit is dated October 3, 1997. The Department entered an order extending the time for filing a petition for administrative hearing on the draft permit until January 29, 1999. On January 28, 1999, TECO filed an additional request for extension until March 2, 1999, which has not yet been acted upon.

- 2. The draft initial Title V Operation Permit appended to the Intent to Issue contains several items that have raised issues that require a resolution prior to TEC accepting the permit.
- 3. TEC representatives have discussed the matter with appropriate Department staff in order to amicably resolve the issues of concern, and discussions are continuing.
- 4. Undersigned counsel has attempted to confer with counsel for the Department to determine whether there is any objection to the extension being granted. Petitioner has no reason to believe that Department representatives object to an extension of time until April 2, 1999.

WHEREFORE, Tampa Electric Company respectfully requests that an order be entered extending the time to petition for an administrative hearing on draft Title V Permit No. 0570039-002-AV to, and including, April 2, 1999.

Respectfully submitted,

LAVRENCE N. CURTIN SUSAN L. STEPHENS

HOLLAND & KNIGHT LLP

P. O. Drawer 810

Tallahassee, FL 32302-0810

850/224-7000

Attorneys for Tampa Electric Company

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by U.S. Mail to Douglas Beason, Department of Environmental Protection, 2600 Blair Stone Road, MS-35, Twin Towers, Rm. 664-B, Tallahassee, Florida, 32399-2400, and to Vernon Wagner, Esquire, Environmental Protection Commission of Hillsborough County, 1900 Ninth Avenue, Tampa, Florida, 33605, this 25th day of February, 1999.

Lawrence N. Curtin

TAL-148133