

File

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JUN 23 2008

BUREAU OF AIR REGULATION

STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION

FLORIDA POWER & LIGHT CO.,

Petitioner,

vs.

FLORIDA DEPARTMENT OF
ENVIRONMENTAL PROTECTION,

Respondent.

OGC No.

DEP Draft Permit No. 0250003-008-AC

SECOND REQUEST FOR ENLARGEMENT OF TIME

By and through undersigned counsel, Florida Power & Light Company (FPL) hereby requests, pursuant to Florida Administrative Code Rule 62-110.106(4), a second enlargement of time, to and including July 23, 2008, in which to file a Petition for Administrative Proceedings in the above-styled matter. As good cause for granting this request, FPL states the following:

1. On or about May 23, 2008, FPL received from the Department of Environmental Protection ("Department") a "Written Notice of Intent to Issue Air Permit" and accompanying "Draft Permit" (Air Permit No. 0250003-008-AC), for FPL's Turkey Point Fossil Plant, which is located at 9700 SW 344th Street, Homestead, Miami-Dade County, Florida.

2. Based on FPL's initial review, the Draft Permit and associated documents contain several provisions that warrant clarification or correction.

3. On June 5, 2008, FPL filed its first Request for Enlargement of Time with the Department, requesting additional time for filing of a Petition for Administrative Proceedings in regard to the Department's Intent to Issue Air Permit. FPL requested that the time be extended until June 23, 2008.

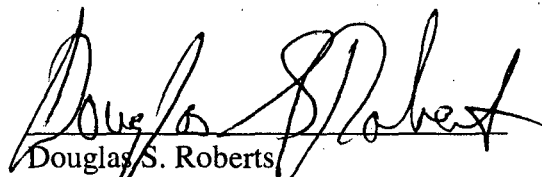
4. As of the date of filing this Second Request, FPL has not received from the Department an order enlarging time, although representatives of the Department had stated that such an order would be issued.

5. Representatives of FPL and the Department are continuing to discuss possible resolutions to the issues needing clarification or correction.

6. This request is filed simply as a protective measure to avoid waiver of FPL's right to challenge certain conditions contained in the Draft Permit. Grant of this request will not prejudice either party, but will further their mutual interest and hopefully avoid the need to file a Petition and proceed to a formal administrative hearing. A representative of FPL has conferred with staff of the Department who had no objection to this second request.

WHEREFORE, FPL respectfully requests that the time for filing of a Petition for Administrative Proceedings in regard to the Department's Intent to Issue Air Permit No.0250003-008-AC be formally extended to and including July 23, 2008.

RESPECTFULLY SUBMITTED this 23rd day of June, 2008.

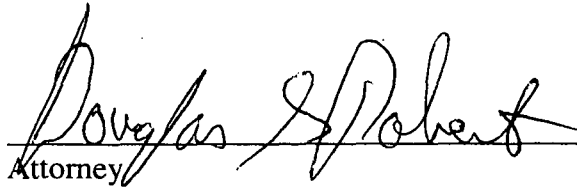


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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that the original and one copy of the foregoing SECOND REQUEST FOR ENLARGEMENT OF TIME has been filed by hand delivery with the Agency Clerk, Department of Environmental Protection, 3900 Commonwealth Boulevard, Tallahassee, Florida 32399-3000, and a true and correct copy of the foregoing REQUEST FOR ENLARGEMENT OF TIME has been furnished by hand delivery to Ronda L. Moore, Assistant General Counsel, Department of Environmental Protection, 3900 Commonwealth Boulevard, Tallahassee, Florida 32399-3000 and Jonathan Holtom, Department of Environmental Protection, 111 S. Magnolia Drive, Tallahassee, Florida on this 23rd day of June, 2008.


Attorney