

# Hopping Green & Sams

Attorneys and Counselors

JAN 21 2005

INDEXED  
SEARCHED

January 19, 2005

## ***By Hand Delivery***

Ms. Kathy Carter, Agency Clerk  
Department of Environmental Protection  
Office of the General Counsel  
3900 Commonwealth Blvd.  
Tallahassee, FL 32399-3000

Re: Request for Enlargement of Time  
Gulf Power Company  
Scholz Electric Generation Plant  
Jackson County  
FL0002283-003-IW1S

Dear Ms. Carter:

Pursuant to Rule 62-110.106(4), Fla. Admin. Code, please accept for filing with the Department this request for enlargement of time, to and including February 28, 2005, to initiate administrative proceedings pursuant to Section 120.569 and 120.57, Florida Statutes with regard to the Department's Intent to Issue a renewal Industrial Wastewater Facilities Permit (FL0002283) to Gulf Power Company for the Scholz Electric Generation Plant in Jackson County. Gulf Power Company received the Intent to Issue on July 12, 2004. Good cause for granting an enlargement of time, through and including February 28, 2005, is as follows:

1. Additional time is required to review and analyze conditions in the renewal permit that were not included in previous versions of the Scholz Electric Generation Plant's Wastewater Facilities Permit.
2. Additional time also is required to address, through informal discussions with the Department, Gulf Power Company's concerns regarding certain new or revised conditions. A draft Administrative Order addressing arsenic compliance requires additional discussion.
3. An enlargement of time would provide an opportunity for consensus resolution of areas of disagreement without resorting to administrative litigation.
4. Gulf Power has been proactive in attempting to resolve all issues.

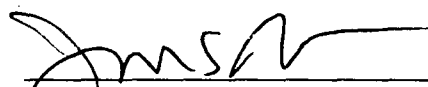
\* \* \*

Ms. Kathy Carter  
January 19, 2005  
Page 2

For the foregoing reasons, Gulf Power Company requests that the deadline for filing a petition initiating administrative proceedings in regard to the referenced Intent to Issue be extended through February 28, 2005.

Very truly yours,

HOPPING GREEN & SAMS

A handwritten signature in black ink, appearing to read 'JMSA', is written over a horizontal line.

James S. Alves  
for Gulf Power Company

cc: Toni Sturtevant, DEP  
Allen Hubbard, DEP