

State of Florida



**Public Service Commission**  
CAPITAL CIRCLE OFFICE CENTER • 2540 SHUMARD OAK BOULEVARD  
TALLAHASSEE, FLORIDA 32399-0850  
**-M-E-M-O-R-A-N-D-U-M-**

**DATE:** August 31, 2010  
**TO:** Ann Cole, Commission Clerk, Office of Commission Clerk  
**FROM:** Erik L. Sayler, Senior Attorney, Office of the General Counsel  
**RE:** 100385-EU - Petition for determination of need for expansion of an existing renewable energy electrical power plant in Palm Beach County by Solid Waste Authority of Palm Beach County.

Handwritten initials "ES" in a circle.

Please place the attached document into this docket.

ELS

RECEIVED-FPSC  
10 AUG 31 PM 3:11  
COMMISSION  
CLERK

DOCUMENT NUMBER- DATE  
37236 AUG 31 2010  
FPSC-COMMISSION CLERK

**Erik Sayler**

**From:** Richzambo@aol.com  
**Sent:** Tuesday, August 31, 2010 2:19 PM  
**To:** Erik Sayler  
**Cc:** Adam Teitzman; marsha@reuphlaw.com; mcbruner@swa.org  
**Subject:** Re: Docket No. 100385-EU - Solid Waste Authority Need Determinatio...

Erik,

The Solid Waste Authority of Palm Beach County (SWA) agrees to your request for an extension of the 90 day hearing requirement of rule 25-22.080(2), up to and including December 9, 2010; and, for an extension of the 135 day decision requirement of rule 25-22.080(2), up to and including February 8, 2011.

It is our understanding that both your email request to the SWA and this email response to that request will be placed in the docket file to memorialize the extensions.

If you require anything further in this regard please let me know.

*Rich*

Richard A. Zambo, P.A.  
Attorneys and Counsellors  
2336 S.E. Ocean Boulevard, #309  
Stuart, Florida 34996

Phone: 772 221 0263  
FAX: 772 283 6756  
Cell: 954 224 5863  
email: [richzambo@aol.com](mailto:richzambo@aol.com)

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In a message dated 8/31/2010 12:47:57 P.M. Eastern Daylight Time, [esayler@PSC.STATE.FL.US](mailto:esayler@PSC.STATE.FL.US) writes:

Rich,

As mentioned in our phone conversation, I'm in the process of reviewing the filing, the Commission Calendar, and the Rule 25-22.080(2), F.A.C., requirement that the hearing be scheduled within 90 days of receipt of the petition, and that the matter be placed on Agenda Conference no later than 135 days of receipt of the petition. I note that the 90th day would be Wednesday, November 24, 2010, and 135th day would be January 4, 2011, respectively. Since both of these dates fall around holidays, staff would like to request that the Solid Waste Authority (SWA) grant a waiver of the rule requirements through the dates described below.

Thus, staff is requesting that SWA waive the 90 day hearing requirement through to December 9, 2010, and the 135 day decision requirement through to the February 8, 2011, Agenda Conference, if that date is needed.

DOCUMENT NUMBER DATE

07236 AUG 31 2

8/31/2010

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Please let me know whether SWA is willing to waive these time requirements of Rule 25-22.080(2), F.A.C., and I will place your response in the docket file to memorialize it.

Please let me know if you have any further questions regarding this matter.

Regards,

**Erik L. Saylor**  
Senior Attorney  
Office of the General Counsel  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, FL 32399-0850  
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