From: Alexander, Jack E
To: Bayly, Karen
Cc: Gross, Kelli
Subject: FMO -FDEP Inspection @ 2425 Thompson St, Ft Myers
Date: Thursday, February 10, 2022 9:54:11 AM
Attachments: FPL Granada 2021 Report Cover Ltr.pdf

EXTERNAL MESSAGE
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Good Morning Karen,

I wanted to follow up on the phone call you had with Kelli Gross of FPL yesterday concerning the FDEP inspection at our Ft. Myers facility. It was stated that previously FPL's Granada facility was found out of compliance for missing the 35 day requirement for a used mineral oil pickup, which would have implications on the outcome of your Ft. Myers facility inspection. I wanted to let you know that information is incorrect.

Based on the attached FDEP inspection report conducted on 3/9/21 by Inspector John White, FPL's Granada facility was found to be in compliance. On Page 2 of 4 on the attachment, Mr. White reviewed the used oil shipments for the calendar year of 2020 and 2021 and noted a gap between 11/13/20 through 12/18/20. However, he also noted in the third paragraph under "Records Review", the used oil pick up logs showed there was no used oil picked up during this time period, therefore no used oil was placed in the tank. FPL did not pump any oil from used transformers during this timeframe, meaning there was no used oil to pick up and place in the tank. Mr. White states that explanation was satisfactory.

In Mr. White's conclusion of his inspection, he stated that FPL's Granada Service Center was in compliance at the time of his inspection.

I understand that you found FPL's Ft. Myers facility had missed one 35 day deadline requirement, which was unfortunate due to a miscommunication. This would have been FPL's first such occurrence since FPL registered as a used oil transporter and transfer facility in 2012. We have initiated a change in our process with FPL's third party vendor to ensure future used oil pickups are completed within the 35 day requirement.

With the "in compliance" information provided, I respectfully ask that you reconsider the issuance of both a warning letter and a monetary penalty. I understand you will note the out of compliance issue on your report, but with this being the first missed deadline in over 9 years, I would hope that would merit some consideration by your department.

Thank you for your time and assistance with the inspection of FPL's Ft. Myers facility. Please feel free to contact me if you have any questions. We will continue to ensure the facility remains in compliance.

Jack

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