

Kathleen Hartnett White, *Chairman*  
Larry R. Soward, *Commissioner*  
H. S. Buddy Garcia, *Commissioner*  
Glenn Shankle, *Executive Director*



TEXAS  
COMMISSION  
ON ENVIRONMENTAL  
QUALITY

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TEXAS COMMISSION ON ENVIRONMENTAL QUALITY CHIEF CLERKS OFFICE

*Protecting Texas by Reducing and Preventing Pollution*

September 7, 2007

To: Persons on the attached mailing list (by mail and facsimile as indicated)

Re: Motion to Overturn concerning the Executive Director's denial of the petition by Double Diamond, Inc., for Expedited Release from CCN No. 12362 in Grayson County; Application No. 35564-C; TCEQ Docket No. 2007-1374-UCR.

This letter is in response to the above-referenced Motion filed by Leonard Dougal on behalf of Double Diamond, Inc., (Movant). Title 30 of the Texas Administrative Code, Chapter 50 authorizes an extension of time for taking action on the Motion up to 90 days after the date written notice of the Executive Director's action is mailed to an applicant. Accordingly, this letter shall serve as the order extending the time for the Commission to act on this Motion until **Tuesday, October 23, 2007**.

On August 28, 2007, a response to the above-referenced Motion was filed by Arturo Rodriguez, Jr. on behalf of Northwest Grayson County WCID No. 1. The Executive Director and the Office of Public Interest Counsel are hereby notified that they are encouraged to file briefs with regard to the issues raised in the Motion and the response. The briefs must be filed with the Chief Clerk's Office no later than **5:00 p.m. on Tuesday, September 18, 2007**. Any reply to the briefs shall be due no later than **5:00 p.m. on Friday, September 28, 2007**.

In addition, the Office of General Counsel hereby sets this matter for consideration at the Texas Commission on Environmental Quality's public meeting on **Wednesday, October 10, 2007**, beginning at **1:00 P.M.**, pursuant to the Commission's Resolution issued on August 14, 2006, in Docket No. 2006-0973-RES. The meeting will take place in Room 201S of Building E, 12118 N. Interstate 35, Austin, Texas.

The Commission will take oral argument on this matter. The Movant should be prepared to present the matter to the Commission and will have five minutes of oral argument time. The Executive Director, the Office of Public Interest Counsel, and Northwest Grayson County WCID No. 1 will also each have five minutes of oral argument time.

If you have any questions about this matter, please contact Elaine Lucas, Assistant General Counsel, at (512) 239-6215.

Respectfully,

A handwritten signature in cursive script that reads "Celeste Baker".

Celeste Baker  
Acting General Counsel

Mailing List

h:/counsel/lucas/letters/MTOs/DoubleDiamondextset.ltr

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TCEQ Docket No. 2007-1374-UCR

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