Buddy Garcia, *Chairman*
Larry R. Soward, *Commissioner*
Bryan W. Shaw, Ph.D., *Commissioner*
Glenn Shankle, *Executive Director*

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

2007 DEC -5 PM 3:59

CHIEF CLERKS OFFICE

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

December 5, 2007

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

Re: TCEQ Docket No. 2007-0275-UCR: Motion for Rehearing filed by Terra Southwest, Inc., concerning the Commission's Order approving a contract designating CCN service areas between the City of Frisco and Terra Southwest, Inc.

This letter relates to the Motion for Rehearing ("Motion") filed by Terra Southwest, Inc., ("Movant") on October 12, 2007. The Movant requests that the Commission conduct a rehearing and overturn the Commission's Order dated September 13, 2007, approving the contract designating CCN service areas between the City of Frisco ("Frisco") and the Movant. The Commission's Office of General Counsel previously invited the Executive Director, the Office of Public Interest Counsel, and Frisco to file responses to the Motion and authorized the Movant to file a reply in its letter dated October 18, 2007. Complete copies of the Motion and related responses may be obtained from the Office of the Chief Clerk, TCEQ, Mail Code 105, P.O. Box 13087, Austin, Texas 78711-3087.

The Commission's Office of General Counsel has decided to set the above-referenced matter for consideration by the Commission at its public meeting on **Wednesday, December 19, 2007**, starting at **1:00 p.m.** in Room 201S, Building E, 12100 Park 35 Circle, Austin, Texas 78753.

The Commission will take oral argument on this matter. The Movant, Frisco, the Executive Director, and the Office of Public Interest Counsel are notified that oral presentations shall be limited to five minutes each, excluding time for answering questions raised by the Commissioners.

If you have any questions about this matter, please contact Todd Burkey, Assistant General Counsel, at (512) 239-2941.

Respectfully,

Celeste Baker

Celeste Baker
Acting General Counsel

Mailing List

Mailing List
City of Frisco
TCEQ Docket No. 2007-0275-UCR

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Buddy Garcia, *Chairman*
Larry R. Soward, *Commissioner*
Glenn Shankle, *Executive Director*

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

2007 OCT 18 PM 4:33

CHIEF CLERKS OFFICE

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

October 18, 2007

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

Re: TCEQ Docket No. 2007-0275-UCR: Motion for Rehearing filed by Terra Southwest, Inc., concerning the Commission's Order approving a contract designating CCN service areas between the City of Frisco and Terra Southwest, Inc.

This letter is in response to the Motion for Rehearing ("Motion") filed by Terra Southwest, Inc., ("Movant") on October 12, 2007. The Movant requests that the Commission conduct a rehearing and overturn the Commission's Order dated September 13, 2007, approving the contract designating CCN service areas between the City of Frisco ("Frisco") and the Movant. A complete copy of the Motion and the Commission's Order may be obtained from the Office of Chief Clerk, TCEQ, Mail Code 105, P.O. Box 13087, Austin, Texas 78711-3087.

Title 30, Section 50.119 of the Texas Administrative Code authorizes a person to file with the Commission's Chief Clerk a Motion for Rehearing of the Commission's decision on this type of matter. Section 50.119 (incorporating Section 80.272) also authorizes the General Counsel to extend the time for the Commission to act on a motion up to 90 days after the date the agency mails notice of the Order. Accordingly, this letter shall serve as the order extending the time for the Commission to act on this Motion until **Friday, December 21, 2007.**

The Executive Director, the Office of Public Interest Counsel, and Frisco are hereby notified that they are encouraged to file response briefs with regard to the issues raised in the Motion. These briefs must be filed with the Chief Clerk's Office no later than **5:00 p.m.** on **Friday, November 2, 2007.** An original and eleven copies of the briefs must be filed with the Chief Clerk's Office. The General Counsel will consider all timely filings on this matter and will inform the parties by letter if the Motion will be set on a Commission public meeting.

If you have any questions about this matter, please contact Todd Burkey, Assistant General Counsel, at (512) 239-2941.

Respectfully,

Celeste Baker

Celeste Baker
Acting General Counsel

Mailing List

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TCEQ Docket No. 2007-0275-UCR

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