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Larry R. Soward, *Commissioner*
Bryan W. Shaw, Ph.D., *Commissioner*
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TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY

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TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

CHIEF CLERKS OFFICE

Protecting Texas by Reducing and Preventing Pollution

December 28, 2007

- To: Persons on the attached mailing list (By mail and facsimile as indicated)
- Re: TCEQ Docket No. 2004-0049-AIR; SOAH Docket No. 582-05-0593; Consideration of the Application by ASARCO Incorporated (ASARCO) for renewal of Air Quality Permit No. 20345 to authorize its continued operation, including the Executive Director's Report to the Commission on the Renewal of Asarco Incorporated's Air Quality Permit No. 20345 (Executive Director's Report) prepared pursuant to the Commission's Interim Order of March 10, 2006.

This letter is to notify the parties that the Texas Commission on Environmental Quality (Commission) will consider the Application by ASARCO for renewal of Air Quality Permit No. 20345 and the Executive Director's Report as well as all related filings, public comments, and the Executive Director's Responses to Comments during its public meeting scheduled to begin at **1:00 P.M. on Wednesday, February 13, 2008**. The public meeting will be held in Room 201S, Building E, 12100 Park 35 Circle, Austin, Texas.

This letter also authorizes each of the following parties as named and aligned by the SOAH Administrative Law Judges to file a brief not to exceed ten pages on or before **5:00 P.M. on Friday, January 25, 2008**, in the Office of Chief Clerk: ASARCO; the City of El Paso; the Executive Director; the Office of Public Interest Counsel; Sierra Club, *et al* Group; Sandoval, *et al* Group; and Sunset Heights ACORN *et al* Group. The limit of ten pages applies to and includes any attachments and exhibits. Only one brief per named party (as aligned if aligned) will be distributed and no brief in excess of ten pages will be distributed for consideration. An original and 11 copies of any brief must be filed with the Commission's Chief Clerk by the January 25, 2008 deadline to be considered timely. The address of the Chief Clerk is: Office of Chief Clerk, ATTN: Agenda Docket Clerk, Mail Code 105, TCEQ, P. O. Box 13087, Austin, Texas 78711-3087. Copies of all briefs filed with the Office of Chief Clerk shall be served on the Administrative Law Judges and all parties or their representatives no later than the day of filing in accordance with 30 Texas Administrative Code Section 1.11.

By subsequent letter, the Office of General Counsel will notify you of the time allowed for oral argument. The current General Counsel, Les Trobman, will not be involved in this matter due to a previously determined conflict. Thus, if you have any questions, please call me at 512-239-5500 or 512-239-5527.

Respectfully,

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

Celeste A. Baker
Assistant General Counsel

Mailing List
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