



February 10, 2010

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Les Trobman, General Counsel
Texas Commission on Environmental Quality
P.O. Box 13087, MC-101
Austin, Texas 78711-3087

Re: In Re: TPDES Permit No. WQ0013847001

General Counsel Trobman:

Pursuant to 30 TAC §10.4, hearing requester Dr. Sklar requests that consideration of this matter, currently scheduled for the Commission's February 24, 2010 agenda meeting, be continued to the Commission's March 30, 2010 agenda meeting to allow an opportunity for mediation. A mediation meeting has been scheduled in this matter, and I believe that a full settlement is possible at such time. I have spoken with Applicant representative and counsel Cory Halliburton, and TCEQ ADR representative Kyle Lucas has represented to me that he has spoken with Executive Director representative Stefanie Skogen and OPIC representative Eli Martinez, none of whom have an objection to this continuance request. Further, all named parties also have no objection to continuation of Dr. Sklar's reply date from February 12, 2010 to March 21, 2010.

Thank you for your attention to this matter. Should you have any questions, please contact me at 214-651-2132.

Respectfully,

Patrick J. Larkin

cc: Mailing List

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Strasburger & Price, LLP

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North Texas District Council Assemblies of God
TCEQ Docket No. 2010-0024-MWD

North Texas District Council Assemblies of God

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