

**TCEQ AIR QUALITY STANDARD PERMIT REGISTRATION NO. 119281**  
**TCEQ DOCKET NUMBER 2014-1568-AIR**

<b>APPLICATION BY</b>	§	<b>BEFORE THE</b>
<b>APAC-TEXAS, INC</b>	§	
<b>CONCRETE BATCH PLANT</b>	§	<b>TEXAS COMMISSION ON</b>
<b>MANOR, TRAVIS COUNTY</b>	§	
	§	<b>ENVIRONMENTAL QUALITY</b>
	§	

**EXECUTIVE DIRECTOR'S MOTION TO REMAND**

TO: THE GENERAL COUNSEL OF THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY:

The Executive Director respectfully requests that the Office of General Counsel remand the above referenced application to the Executive Director. This application, and related hearing request from Bobby Massirer, is set to be considered by the Texas Commission on Environmental Quality on February 4, 2015. Mr. Massirer's hearing request was the sole hearing request in this matter. On February 3, 2015, the Applicant and Mr. Massirer reached a settlement agreement. As part of the agreement, Mr. Massirer agreed to withdraw his hearing request (See Attachment A).

THEREFORE, for the reasons described above, the Executive Director respectfully requests that the Office of General Counsel remand the above-referenced application to the Executive Director.

**EXECUTIVE DIRECTOR'S MOTION TO REMAND**  
**APAC-Texas, Inc., Standard Permit No. 119281**  
**Page 2 of 2**

Respectfully submitted,

Texas Commission on Environmental Quality

Richard Hyde, P.E., Executive Director

Caroline Sweeney, Deputy Director  
Office of Legal Services

Robert Martinez, Division Director  
Environmental Law Division



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Mr. Nicolas Parke, Staff Attorney  
Environmental Law Division  
State Bar Number 24088184  
(512) 239-1320  
PO Box 13087, MC 173  
Austin, Texas 78711-3087

REPRESENTING THE  
EXECUTIVE DIRECTOR OF THE  
TEXAS COMMISSION ON  
ENVIRONMENTAL QUALITY

## CERTIFICATE OF SERVICE

On the 3rd day of February, 2015, a true and correct copy of the foregoing instrument was served on all persons on the mailing list by the undersigned via deposit into the U.S. Mail, inter-agency mail, facsimile, electronic mail, or hand delivery.

  
\_\_\_\_\_  
Nicolas Parke

**ATTACHMENT A**

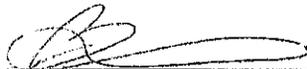
Office of the Chief Clerk, MC-105  
Texas Commission on Environmental Quality  
P.O. Box 13087  
Austin, Texas 78711-3087

Re: APAC-Texas, Inc.; Application for Air Permit 119281  
TCEQ Docket No. 2014-1568-AIR

Chief Clerk,

I hereby withdraw my hearing request filed on the above-referenced permit application,  
and no longer wish to protest this application.

Sincerely,



Bobby Massirer

2-3-15  
Date