

Bryan W. Shaw, Ph.D., P.E., *Chairman*  
Toby Baker, *Commissioner*  
Zak Covar, *Commissioner*  
Richard A. Hyde, P.E., *Executive Director*



## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

April 6, 2015

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

Re: **Unimin Corporation**  
**TPDES Permit No. WQ0001401000**  
**TCEQ Docket No. 2015-0201-IWD.**

Dear Ms. Bohac,

Enclosed please find the original and seven (7) copies of the Executive Director's Motion for Remand in the above-entitled matter. If you have any questions or comments, please call me at 239-0611.

Sincerely,

A handwritten signature in black ink that reads "Michael T. Parr II". The signature is written in a cursive style and is positioned above a horizontal line.

Michael T. Parr II, *Staff Attorney*  
Environmental Law Division  
State Bar No. 24062936

cc: Mailing List

Enclosure

**TCEQ Docket No. 2015-0202-IWD**

**APPLICATION BY  
UNIMIN  
CORPORATION for  
TPDES Permit No.  
WQ0001401000**

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**BEFORE THE  
TEXAS  
COMMISSION ON  
ENVIRONMENTAL  
QUALITY**

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**EXECUTIVE DIRECTOR'S MOTION FOR REMAND**

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

The Executive Director (ED) of the Texas Commission on Environmental Quality (the Commission or TCEQ), by and through his representative of record in the Environmental Law Division, files this Request for Remand in the above-styled matter.

As a result of obtaining more information about the details of the application, Mr. O.R. Jordan, the sole pending hearing requester in the above-styled matter, signed a withdrawal letter on March 30, 2015, formally withdrawing his hearing request. Filed on April 2, 2015 with the Chief Clerk's Office, and enclosed as "Attachment A," please find the withdrawal letter from Mr. Jordan to the TCEQ's Office of the Chief Clerk.

Pursuant to 30 Texas Administrative Code (30 TAC) section (§) 10.4(d), the General Counsel may remand a matter from the Commission's Agenda to the ED if the ED or the Office of Public Interest Counsel (OPIC) requests a remand.

Accordingly, the ED requests that the application in the above-styled matter, which is set on the April 15, 2015 agenda, be remanded to the ED for processing as an uncontested matter.

Respectfully submitted,

By 

Michael T. Parr II, *Staff Attorney*

Environmental Law Division

State Bar No. 24062936

P.O. Box 13087, MC 173

Austin, Texas 78711-3087

Telephone No. 512-239-0611

Facsimile No. 512-239-0606

REPRESENTING THE EXECUTIVE  
DIRECTOR OF THE TEXAS COMMISSION  
ON ENVIRONMENTAL QUALITY

**CERTIFICATE OF SERVICE**

I certify that on April 6, 2015, the attached "Executive Director's Motion for Remand" was filed with the Texas Commission on Environmental Quality's Office of the Chief Clerk and was delivered via first class mail, facsimile, electronic copy, and/or hand delivered to those persons on the attached mailing list.



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Michael T. Parr II, *Staff Attorney*  
Environmental Law Division  
State Bar No. 24062936

**MAILING LIST  
UNIMIN CORPORATION  
DOCKET NO. 2015-0201-IWD; PERMIT NO. WQ0001401000**

**FOR THE APPLICANT:**

Jim Bonsall  
Unimin Corporation  
1788 County Road 308  
Cleburne, Texas 76033-9409  
Tel: (254) 897-4408  
Fax: (254) 897-2107

Alex J. Hebel  
Unimin Corporation  
4000 Baker Road  
Ottawa, Illinois 61350-9500  
Tel: (815) 431-2241  
Fax: (815) 434-3828

**FOR THE EXECUTIVE DIRECTOR**  
via electronic mail:

Michael Parr, Staff Attorney  
Texas Commission on Environmental  
Quality  
Environmental Law Division, MC-173  
P.O. Box 13087  
Austin, Texas 78711-3087  
Tel: (512) 239-0600  
Fax: (512) 239-0606

Monica Vallin Baez, Technical Staff  
Texas Commission on Environmental  
Quality  
Water Quality Division, MC-148  
P.O. Box 13087  
Austin, Texas 78711-3087  
Tel: (512) 239-5784  
Fax: (512) 239-4430

Brian Christian, Director  
Texas Commission on Environmental  
Quality  
Environmental Assistance Division  
Public Education Program, MC-108  
P.O. Box 13087  
Austin, Texas 78711-3087  
Tel: (512) 239-4000  
Fax: (512) 239-5678

**FOR PUBLIC INTEREST COUNSEL**  
via electronic mail:

Vic Mcwherter, Public Interest Counsel  
Texas Commission on Environmental  
Quality  
Public Interest Counsel, MC-103  
P.O. Box 13087  
Austin, Texas 78711-3087  
Tel: (512) 239-6363  
Fax: (512) 239-6377

**FOR ALTERNATIVE DISPUTE  
RESOLUTION**  
via electronic mail:

Kyle Lucas  
Texas Commission on Environmental  
Quality  
Alternative Dispute Resolution, MC-222  
P.O. Box 13087  
Austin, Texas 78711-3087  
Tel: (512) 239-4010  
Fax: (512) 239-4015

FOR THE CHIEF CLERK:

Bridget C. Bohac  
Texas Commission on Environmental  
Quality  
Office of Chief Clerk, MC-105  
P.O. Box 13087  
Austin, Texas 78711-3087  
Tel: (512) 239-3300  
Fax: (512) 239-3311

REQUESTER(S):

O. R. Jordan  
4503 Wildwood Circle  
Granbury, Texas 76049-5824

INTERESTED PERSON(S):

Valerie Wallis  
204 Stratford Court  
Hurst, Texas 76054-3035

# **ATTACHMENT A**

Bryan W. Shaw, Ph.D., P.E., *Chairman*  
Toby Baker, *Commissioner*  
Zak Covar, *Commissioner*  
Richard A. Hyde, P.E., *Executive Director*



## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

**April 2, 2015**

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

*Original via hand delivery*

Re: **Unimin Corporation**; Application to amend TPDES Permit WQ0001401000  
TCEQ Docket No. 2015-0201-IWD

Chief Clerk:

Enclosed please find an original withdrawal form signed by O.R. Jordan, the sole pending hearing requester in the above-referenced matter. Should you have any questions, please call me at 512/239-0687.

Sincerely,

A handwritten signature in black ink, appearing to read "Kyle Lucas", written over a horizontal line.

Kyle Lucas, Attorney-Mediator

Alternative Dispute Resolution Program, Office of General Counsel  
Texas Commission on Environmental Quality  
P.O. Box 13087, MC-222  
Austin, Texas 78711-3087  
512/239-0687      FAX 512/239-4015

cc (via email):      Michael Parr, representing Executive Director, TCEQ  
                         Rudy Calderon, representing Office of Public Interest Counsel, TCEQ  
                         Tucker Royall, General Counsel, TCEQ  
                         O.R. Jordan  
                         Jim Bonsall, Unimin

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

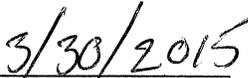
Re: **Unimin Corporation**; Application to amend TPDES Permit WQ0001401000  
TCEQ Docket No. 2015-0201-IWD

Chief Clerk,

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

Sincerely,

  
\_\_\_\_\_  
O.R. Jordan

  
\_\_\_\_\_  
Date