

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



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

November 17, 2015

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

**Re: Executive Director's Motion for Remand of Halyard Energy Henderson LLC's
Application for Proposed Air Quality Permit No. 122733 From Commissioners'
November 18, 2015 Agenda**

Dear Ms. Bohac,

Enclosed please find the original and seven (7) copies of the "Executive Director's Motion for Remand" referenced above. Please do not hesitate to call me at (512) 239-2496 if you have any questions regarding this matter.

Sincerely,

A handwritten signature in blue ink, appearing to read "Sierra Redding".

Sierra Redding, Staff Attorney
Environmental Law Division

Enclosure

**TCEQ AIR QUALITY PERMIT NUMBER 122733
TCEQ DOCKET NO. 2015-1489-AIR**

APPLICATION BY	§	BEFORE THE
HALYARD ENERGY	§	
HENDERSON, LLC	§	TEXAS COMMISSION ON
HALYARD HENDERSON	§	
ENERGY CENTER	§	ENVIRONMENTAL QUALITY
LARUE, HENDERSON COUNTY	§	

**EXECUTIVE DIRECTOR'S MOTION FOR REMAND OF HALYARD ENERGY
HENDERSON, LLC'S APPLICATION FOR PROPOSED AIR QUALITY
PERMIT NO. 122733 FROM COMMISSIONERS' NOVEMBER 18, 2015
AGENDA**

COMES NOW, the Executive Director (ED) of the Texas Commission on Environmental Quality (Commission or TCEQ) and files this Motion for Remand of the Consideration of Requests for Reconsideration and Hearing Requests for Halyard Energy Henderson LLC's application for proposed Air Quality Permit Number 122733 from the Commissioners' November 18, 2015 Agenda, and in support thereof would show the following:

All parties requesting reconsideration and/or a contested case hearing regarding Halyard Energy Henderson's application have withdrawn their requests for reconsideration and hearing requests. Withdrawal letters from Shannon Decraene on behalf of herself as an individual and as president of The King's Rein, Inc. and Carson Shultz are attached to this Motion.

Counsel for the ED has consulted with counsel for the Applicant and with the Office of Public Interest Counsel, who have indicated that they do not oppose this Motion.

WHEREFORE, PREMISES CONSIDERED, the ED respectfully requests that the Motion be granted.

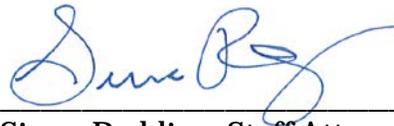
Respectfully submitted,

Texas Commission on Environmental
Quality

Richard A. Hyde, P.E., Executive Director

Caroline Sweeney, Deputy Director
Office of Legal Services

Robert Martinez, Director
Environmental Law Division



Sierra Redding, Staff Attorney
Environmental Law Division
State Bar No. 24083710
P.O. Box 13087, MC 173
Austin, Texas 78711-3087
(512) 239-2496

Representing the
Executive Director of the
Texas Commission on
Environmental Quality

TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY

2015 NOV -5 PM 2:36

CHIEF CLERKS OFFICE

November 2, 2015

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

Re: Halyard Energy Henderson, LLC's Application for Air Quality Permit No. 122733
TCEQ Docket No. 2015-1489-AIR
Withdrawal of Request for Contested Case Hearing

Dear Ms. Bohac:

I hereby withdraw my request for a contested case hearing and public comments concerning the above-referenced application, and consent to the issuance of Air Quality Permit No. 122733.

Respectfully submitted,



Shannon DeCraene

cc: Service List

October 28, 2015

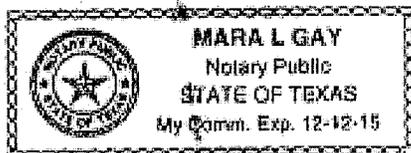
Ms. Bridget C. Bohac
Chief Clerk (MC 105)
Texas Commission on Environmental Quality
P.O. Box 13087
Austin, TX 78711-3087

Re: Halyard Energy Henderson, LLC's Application for Air Quality Permit No. 122733
TCEQ Docket No. 2015-1489-AIR
Withdrawal of Request for Reconsideration

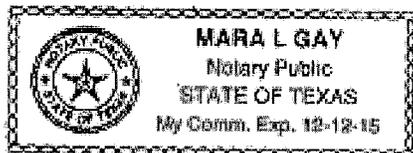
Dear Ms. Bohac:

The King's Rein Inc. hereby withdraws its request for reconsideration concerning the above-referenced application and consents to the issuance of Air Quality Permit No. 122733.

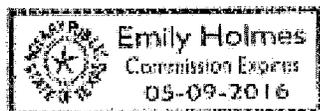
Respectfully submitted,

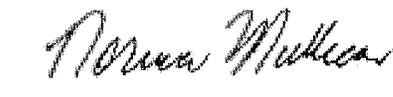



Shannon DeCraene
Director, The King's Rein Inc.




Sandra Bunch
Director, The King's Rein Inc.




Norma Mullican
Director, The King's Rein Inc.

cc: Service List

Carson Shultz
7290 County Road 4328
LaRue, Texas 75770

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

Subject: Contested Case Hearing Request Withdrawal
Halyard Energy Henderson, LLC
Application for New Source Review Permit No. 122733

Chief Clerk:

With this letter I am withdrawing the contested case hearing request and comments that I submitted to the Texas Commission on Environmental Quality ("TCEQ") regarding Halyard Energy Henderson, LLC's application for New Source Review Permit No. 122733. I submitted the hearing request and comments online (received by TCEQ on October 9, 2014).

I no longer request that a contested case hearing be held regarding that application.

If you have any questions about this withdrawal letter, please feel free to contact me.

Thank you for your assistance.

Sincerely,


Carson Shultz

11/16/15
Date