

Bryan W. Shaw, Ph.D., *Chairman*
Buddy Garcia, *Commissioner*
Carlos Rubinstein, *Commissioner*
Mark R. Vickery, P.G., *Executive Director*



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

May 25, 2011

To: Persons on the attached mailing list (by mail and facsimile as indicated)

Re: Motion for Rehearing on the Application of Farmersville Investors, L.P. for TPDES Permit No. WQ0014778001; TCEQ Docket No. 2008-1305-MWD; and SOAH Docket No. 582-09-2895

This letter is in response to Mr. James A Martin's and Mrs. Shirley Martin's ("Movants") Motion for Rehearing ("Motion") filed on May 5, 2011, concerning the above-referenced matter. Complete copies of the Motion and the Commission Order may be obtained from the Office of Chief Clerk, TCEQ, Mail Code 105, P.O. Box 13087, Austin, Texas 78711-3087.

Title 30, Chapter 80 of the Texas Administrative Code authorizes an extension of time for taking action on the Motion for up to 90 days after the date that written notice of the Commission's Order is mailed to an applicant. In this case, the Commission's Order was mailed on April 14, 2011. Accordingly, this letter shall serve as the order extending the time for the Commission to act on the Motion until **June 10, 2011**.

Further, this letter shall serve as notice to you that the Texas Commission on Environmental Quality ("Commission") will consider the Movants' Motion and all related filings during the Commission's public meeting scheduled to begin at 9:30 A.M. on Wednesday, June 8, 2011.

During the public meeting, Movants, or their representative may speak first and save part of its time for rebuttal since Movants have filed the Motion at issue here. Movants have five minutes for their oral presentation, including the time for rebuttal argument. Farmersville Investors, L.P. ("Farmersville"), or its representative, will speak next, followed by the Executive Director (or his representative), and the Office of Public Interest Counsel. Farmersville, the Executive Director, and the Office of Public Interest Counsel will each have a total time of five minutes each for their respective oral presentations.

If you have any questions about the public meeting or related matters, please contact Barham A. Richard at (512) 239-0107

Very truly yours,

A handwritten signature in black ink, appearing to read "Les Trobman".

Les Trobman
General Counsel

Mailing List

Mailing List
Farmersville Investors, L.P.
TCEQ Docket No. 2008-1305-MWD
SOAH Docket No. 582-09-2895

Rick Lowerre
Lowerre, Frederick, Perales, Allmon &
Rockwell
707 Rio Grande, Suite 200
Austin, Texas 78701
512/469-6000 FAX 512/482-9346

Bridget Bohac
TCEQ Office of Public Assistance MC 108
P.O. Box 13087
Austin, Texas 78711-3087
512/239-4000 FAX 512/239-4007

John R. Moore
Lloyd Gosselink Blevins Rochelle &
Townsend P.C.
816 Congress Avenue, Suite 1900
Austin, Texas 78701-2442
512/322-5810 FAX 512/472-0532

The Honorable Sharon Cloninger
Administrative Law Judge
State Office of Administrative Hearings
P.O. Box 13025
Austin, Texas 78711-3025
512/475-4994 FAX 512/322-2061

Kathy Humphreys
TCEQ Environmental Law Division MC
173
P.O. Box 13087
Austin, Texas 78711-3087
512/239-0600 FAX 512/239-0606

Amy Swanholm
TCEQ Office of Public Interest Counsel MC
103
P.O. Box 13087
Austin, Texas 78711-3087
512/239-6363 FAX 512/239-6377

Docket Clerk
TCEQ Office of Chief Clerk MC 105
P.O. Box 13087
Austin, Texas 78711-3087
512/239-3300 FAX 512/239-3311