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

December 18, 2009

To: Persons on the Attached Mailing List (by mail and facsimile as indicated)

Re: Appeal of the Executive Director's Use Determinations regarding Sartomer Inc.'s Use Determination Application Nos. 13805, 13806, 13811, and 13814, TCEQ Docket Nos. 2009-1679-MIS-U, 2009-1680-MIS-U, 2009-1681-MIS-U, and 2009-1682-MIS-U.

This letter is to notify you that the Texas Commission on Environmental Quality (Commission) will consider the above-described appeals and all related filings during the Commission's public meeting scheduled to begin at **9:30 A.M.** on **Wednesday, January 13, 2010**.

During the public meeting, Sartomer Inc. (Sartomer), or its representative may speak first and save part of its time for rebuttal since Sartomer has filed the appeal at issue here. Sartomer has six minutes for its oral presentation, including the time for rebuttal argument. The Chief Appraiser for the Harris County Appraisal District (or his/her representative) may speak next regarding Use Determination Application Nos. 13805 and 13806, followed by the Chief Appraiser for the Jefferson County Appraisal District (or his/her representative), regarding Use Determination Nos. 13811 and 13814. Each Chief Appraiser has a total of three minutes for their oral presentations. The Executive Director (or his representative) will speak next followed by the Office of Public Interest Counsel. The Executive Director, and the Office of Public Interest Counsel, each have a total time of five minutes for their oral presentations.

If you have any questions about the public meeting or related matters, please contact Jim Rizk at (512) 239-5530.

Very truly yours,

Les Trobman
General Counsel

Mailing List

Mailing List
Sartomer Inc.'s
Use Determination Application Nos. 13805, 13806, 13811, and 13814
TCEQ Docket Nos. 2009-1679-MIS-U, 2009-1680-MIS-U,
2009-1681-MIS-U, and 2009-1682-MIS-U

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TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

November 18, 2009

To: Persons on the Attached Mailing List (by mail and facsimile as indicated)

Re: Appeal of the Executive Director's Use Determination regarding Sartomer Inc.'s Use Determination Application No. 13811, TCEQ Docket No. 2009-1681-MIS-U.

The above-referenced appeal (Appeal) was filed by Associated Tax Appraisers on behalf of Sartomer Inc. (Appellant). Appellant requests Commission consideration of the negative use determination for a sulfur removal system. As is our general practice with regard to Use Determination appeals, this office is requesting the filing of legal briefs or responses to the Appeals by the Executive Director, the Office of Public Interest Counsel, and the Chief Appraiser for the Jefferson County Appraisal District; and the subsequent filing of a legal reply to the responses by the Appellant. The briefs should contain a full discussion of the parties' legal and factual reasons for their positions.

This letter is to notify the Chief Appraiser for the Jefferson County Appraisal District, the Executive Director, and the Office of Public Interest Counsel that they may file a response brief in the Commission's Office of Chief Clerk (OCC) on or before **5:00 P.M.** on **Friday, December 4, 2009**. The Appellant may file a reply brief to the response briefs on or before **5:00 P.M.** on **Friday, December 18, 2009**. To be considered timely, an original and seven copies of any response or reply brief must be received in the OCC on or before the applicable 5:00 P.M. deadline. All briefs filed with the OCC should also be addressed to the attention of the Agenda Docket Clerk and be marked with the TCEQ Docket number provided above. All responses and replies must be filed with the Chief Clerk of the TCEQ. Responses and replies may be filed with the Chief Clerk electronically at http://www10.tceq.state.tx.us/epic/efilings/ ***or*** by filing an original and 7 copies with the Chief Clerk of the TCEQ. All response and reply briefs should also be mailed to all other persons on the attached mailing list on the same day mailed or filed in the Office of Chief Clerk. You will be notified by subsequent letter of the Commission meeting during which the Commissioners will consider this matter.

Chapter 17 of the Commission's rules (30 Texas Administrative Code Chapter 17) contains the requirements applicable to Use Determinations, including the rules that address the review standards and appeal process. The website of the Texas Secretary of State (http://www.sos.state.tx.us/tac/index.shtml) contains a complete copy of the Texas Administrative Code, including Chapter 17 of Title 30.

If you have any questions about the briefing schedule or related matters, please contact John Sedberry, Assistant General Counsel, at 512-239-6575.

Very Truly Yours,

Les Trobman
General Counsel

Mailing List

Mailing List
Sartomer Inc.
Use Determination No. 13811, TCEQ Docket No. 2009-1679-MIS-U

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