

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



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

February 12, 2009

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

Re: ALJs' Proposal for Decision and Proposed Order regarding the application of Regional Land Management Services, Ltd. for MSW Permit No. 2286; TCEQ Docket No. 2003-0729-MSW; SOAH Docket No. 582-04-0975.

This letter concerns the scheduling of oral presentations for the Texas Commission on Environmental Quality's (Commission) deliberation and decision on the above-referenced matter. As previously notified, this matter has been set on the Commission's public meeting scheduled to begin at 9:30 a.m. on Wednesday, February 25, 2009. The Commission's meeting will take place in Room 201S of Building E, 12100 Park 35 Circle, Austin, Texas. 30 TAC § 80.263 provides as follows:

In proceedings where a judge has held a public hearing and has issued a proposal for decision or other report to the commission, all oral presentations before the commission shall be limited to five minutes each, excluding time for answering questions, unless the chairman or general counsel establishes other limitations. Before the commission meeting, the general counsel may allot time for oral presentations. Oral presentations and responses to questions shall be directed to the commission.

In recognition of the complexity of this case, the Office of General Counsel hereby extends the time for oral argument to 8 minutes for the Applicant, 8 minutes for the Protestants collectively, 5 minutes for the Executive Director; and 5 minutes for the Office of Public Interest Counsel. The Protestants should apportion their 8 minutes among themselves prior to the public meeting and let the representative from the Chief Clerk's Office present at the public meeting know how the time is to be apportioned. The Applicant may save some time for rebuttal, as it bears the burden of proof.

Furthermore, if the Commissioners need additional information, they may ask questions of the parties after oral argument is completed. In light of the oral argument time periods previously found sufficient in complex matters and given the Commissioners' ability to question the parties to clarify any issues, the Office of General Counsel finds that the time period provided to the parties should be sufficient.

If you have any questions about this matter, please contact Tracy Gross, Assistant General Counsel, at (512) 239-1736.

Very truly yours,

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

Les Trobman
General Counsel

Mailing List

Mailing List
Regional Land Management Services, Ltd.
TCEQ Docket No. 2003-0729-MSW
SOAH Docket No. 582-04-0975

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TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

February 6, 2009

TO: All Persons on Mailing List

RE: **SOAH Docket No. 582-04-0975; TCEQ Docket No. 2003-0729-MSW.** Application of **Regional Land Management Services, Ltd.**, for a New Type I Municipal Solid Waste Landfill in **Webb County, Texas**

The above-referenced matter is scheduled to be considered by the Texas Commission on Environmental Quality on **February 25, 2009 at 9:30 A.M.** in Room 201S, Building E, 12100 Park 35 Circle, Austin, Texas.

Pursuant to 30 TAC § 80.263, oral presentations before the commission shall be limited to five minutes each, excluding time for answering questions, unless the chairman or general counsel establishes other limitations.

Should you need any additional information, please contact Melissa Chao at the Texas Commission on Environmental Quality, Office of the Chief Clerk, (512) 239-3300.

Sincerely,

A handwritten signature in cursive script, appearing to read "LaDonna Castañuela".

LaDonna Castañuela
Chief Clerk

LDC/jf

MAILING LIST
REGIONAL LAND MANAGEMENT SERVICES, LTD.
SOAH DOCKET NO. 582-04-0975
TCEQ DOCKET NO. 2003-0729-MSW

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Courtesy Copy

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