

# State Office of Administrative Hearings



Cathleen Parsley  
Chief Administrative Law Judge

December 29, 2008

TEXAS  
COMMISSION  
ON ENVIRONMENTAL  
QUALITY  
2008 DEC 29 PM 12: 54  
CHIEF CLERKS OFFICE

VIA FACSIMILE 512/239-5533

Les Trobman  
General Counsel  
Texas Commission on Environmental Quality  
PO Box 13087  
Austin Texas 78711-3087

Re: **SOAH Docket No. 582-08-3469; TCEQ Docket No. 2004-0694-PST-E; In Re:  
The Executive Director of the Texas Commission on Environmental Quality,  
Petitioner v. M.V.K, INC. DBA EZ EXPRESS 1, Respondent**

Dear Mr. Trobman:

On December 10, 2008, the Executive Director (ED) filed proposed modifications to my Proposed Order in the above case. The Respondent filed neither exceptions nor a reply to the ED's proposal. I recommend that you sustain the ED's proposed modifications.

Sincerely,

A handwritten signature in black ink, appearing to read "Roy G. Scudday".

Roy G. Scudday  
Administrative Law Judge

cc: Mailing List



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TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

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xc: Docket Clerk, State Office of Administrative Hearings