

December 7, 2007

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

VIA FACSIMILE 512/239-5533

Re: **SOAH Docket No. 582-07-3619; TCEQ Docket No. 2004-1071-WQ-E; In Re:
The Executive Director of the Texas Commission on Environmental Quality,
Petitioner v. LOUIS MONCUS DBA MONCUS SAND & GRAVEL,
Respondent**

Dear Mr. Trobman:

On November 19, 2007, the Executive Director (ED) filed Exceptions and Proposed Modifications to my Proposal for Decision and the Proposed Order in the above case. The Respondent timely filed neither exceptions nor a reply to the ED's proposal. I recommend that you sustain the ED's exceptions and proposed modifications.

Sincerely,

Roy G. Scudday
Administrative Law Judge

cc: Mailing List