

June 6, 2007

Derek Seal
General Counsel
Texas Commission on Environmental Quality
PO Box 13087
Austin Texas 78711-3087

VIA FACSIMILE 512/239-5533

**Re: SOAH Docket No. 582-07-0102; TCEQ Docket No. 2005-1744-PST-E; In Re:
The Executive Director of the Texas Commission on Environmental Quality,
Petitioner v. GB's Self Serve, Inc., Respondent**

Dear Mr. Seal:

On May 10, 2007, the Executive Director (ED) filed exceptions to my Proposal for Decision in the above case. The Respondent timely filed neither exceptions nor a reply to the ED's exceptions. I recommend that you sustain the ED's exceptions.

Sincerely,

William G. Newchurch
Administrative Law Judge

WGN:nl
cc: Mailing List