

Buddy Garcia, *Chairman*
Larry R. Soward, *Commissioner*
Bryan W. Shaw, Ph.D., *Commissioner*
Glenn Shankle, *Executive Director*



TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY

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TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

CHIEF CLERKS OFFICE

July 16, 2008

- To: Persons on the attached mailing list (by mail and facsimile as indicated)
- Re: ALJ's Proposal for Decision and Proposed Order regarding the Application of Waste Management of Texas, Inc. for Major Permit Amendment (MSW Permit No. 66-B); TCEQ Docket No. 2006-1931-MSW; SOAH Docket No. 582-07-0863.

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 1:00 p.m. on Wednesday, August 6, 2008. 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 may apportion their 8 minutes among themselves as they deem appropriate. 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
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TCEQ DOCKET NO. 2006-1931-MSW

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Comal County (Courtesy Copy)

Property Developers Rep. (Courtesy Copy)

Guadalupe County (Courtesy Copy)

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Mark R. Vickery, P.G., *Executive Director*



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

July 15, 2008

TO: All Persons on Mailing List

RE: **SOAH Docket No. 582-07-0863; TCEQ Docket No. 2006-1931-MSW.** Application of **Waste Management of Texas, Inc.**, for a permit to expand a Type I Municipal Solid Waste Landfill Facility, in **Comal and Guadalupe Counties, Texas**

The above-referenced matter is scheduled to be considered by the Texas Commission on Environmental Quality on **August 6, 2008** at **1:00 P.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 Paul Munguía at the Texas Commission on Environmental Quality, Office of the Chief Clerk, (512) 239-3300.

Sincerely,

A handwritten signature in black ink, appearing to read "LaDonna Castañuela".

LaDonna Castañuela
Chief Clerk

LDC/jf

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