

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



## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

January 7, 2011

TO: All Persons on Mailing List

RE: **SOAH Docket Nos. 582-07-2673 and 582-07-2674; TCEQ Docket Nos. 2007-0204-WDW and 2007-0362-IHW.** Applications of **Texcom Gulf Disposal, L.L.C.** for Underground Injection Control Permit Nos. WDW410, WDW411, WDW412, and WDW413, and for Industrial Solid Waste Permit No. 87758 in **Montgomery County, Texas**

The above-referenced matters are scheduled to be considered by the Texas Commission on Environmental Quality on **Wednesday, January 26, 2011** at **1:00 P.M.** in Room 201S, 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.

The Commission intends to take these two matters up together. In recognition of the complexity of these cases, the General Counsel has directed me to extend the time for oral argument to 10 minutes for the Applicant, 10 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 10 minutes among themselves prior to the public meeting and contact Cheli Castro, Agenda Coordinator, Office of the Chief Clerk at (512) 239-0534 by **5:00 p.m. on Monday, January 24, 2011** to let her know how the time will be apportioned. The Applicant may save part of its time for rebuttal, as it bears the burden of proof. Parties should present their arguments on both Proposals for Decisions during their allotted oral argument time.

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 General Counsel has determined that the time periods provided should be sufficient.

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 that reads "LaDonna Castañuela". The signature is written in black ink and is positioned above the typed name.

LaDonna Castañuela  
Chief Clerk

LDC/mc

**MAILING LIST**  
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**SOAH DOCKET NOS. 582-07-2673, 582-07-2674**  
**TCEQ DOCKET NOS. 2007-0204-WDW, 2007-0362-IHW**

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