

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



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY
2009 MAY 20 PM 4: 10
CHIEF CLERKS OFFICE

May 20, 2009

LaDonna Castañuela, Chief Clerk
Texas Commission on Environmental Quality
P.O. Box 13087, MC 105
Austin, Texas 78711-3087

Re: Executive Director's Response to the ALJ's Proposal for Decision and Proposed Default Order ("Response")
Paul LaVoie; SOAH Docket No. 582-08-3669; TCEQ Docket No. 2007-0382-MLM-E; Enf. No. 21927

Dear Ms. Castañuela:

Enclosed for filing is a copy of the Executive Director's letter to the Honorable Kerrie Jo Qualtrough dated May 20, 2009 ("Response") indicating that the Executive Director will not be filing suggested modifications to her Proposal for Decision or Proposed Default Order for the above case.

Enclosed please also find eight copies of this letter to you and eight copies of the letter to the Honorable Kerrie Jo Qualtrough. Please file stamp one copy of each of these documents and return them to Kari L. Gilbreth, Attorney, Litigation Division, MC 175. If you have any questions or comments, please call me at (512) 239-1320.

Sincerely,

A handwritten signature in cursive script that reads "Kari L. Gilbreth".

Kari L. Gilbreth
Attorney
Litigation Division

Enclosures

cc: The Honorable Kerrie Jo Qualtrough, State Office of Administrative Hearings
Paul LaVoie, P.O. Box 260435, Corpus Christi, Texas 78426 (Via First Class Mail and Via Certified Mail, Return Receipt Requested No. 70030500000299420092)
Kimberly Morales, Enforcement Coordinator, MC R-12
David Turner, Air Section Manager, MC R-14
Blas Coy, Public Interest Counsel, TCEQ, MC 103

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May 20, 2009

The Honorable Kerrie Jo Qualtrough
State Office of Administrative Hearings
William P. Clements Building
300 West 15th Street, Suite 502
P.O. Box 13025
Austin, Texas 78711

**Hand-Delivered Via Messenger
and Via Facsimile No. (512) 475-4994**

Re: Executive Director's Response to the ALJ's Proposal for Decision and Proposed Default Order
Paul LaVoie; SOAH Docket No. 582-08-3669; TCEQ Docket No. 2007-0382-MLM-E

Dear Judge Qualtrough:

The Executive Director has reviewed the Proposal for Decision and Proposed Default Order which you issued on May 1, 2009 regarding Paul LaVoie. The Executive Director has no suggested modifications to the documents. A copy of this letter will be filed with the TCEQ Chief Clerk's Office today.

Thank you.

Sincerely,

A handwritten signature in cursive script that reads "Kari L. Gilbreth".

Kari L. Gilbreth
Attorney
Litigation Division

Enclosures

cc: Office of the Chief Clerk, MC 105
Paul LaVoie, P.O. Box 260435, Corpus Christi, Texas 78426 (Via First Class Mail and Via Certified Mail, Return Receipt Requested No. 70030500000299420092)
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