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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

October 7, 2010

To: Persons on the attached mailing list (By mail and facsimile as indicated)

Re: Application of Uranium Energy Corp. for Permit No. UR03075 and for Aquifer Exemption; SOAH Docket No. 582-09-3064; TCEQ Docket No. 2008-1888-UIC.

The exceptions to the Administrative Law Judge Richard R. Wilfong's (ALJ) Proposal for Decision (PFD) in the above-named matter are currently due to be filed no later than October 17, 2010 according to the ALJ's September 28, 2010 cover letter submitted with the PFD. On October 4, 2010, Adam M. Friedman of Blackburn Carter, on behalf of the Protestant Goliad County, filed a request for an extension to file exceptions until October 22, 2010. The request explains that Mr. Friedman and Mr. Blackburn are scheduled for a contested case hearing during the week of October 11 to October 15, 2010.

Mr. Friedman states that he has corresponded with all the parties regarding the proposed extension, and the Applicant, Executive Director (ED) and the Office of Public Interest Counsel (OPIC) are all unopposed to the request. Mr. Friedman also requests that the date to file replies to exceptions be extended to November 1, 2010. In response to the request, ALJ Wilfong submitted an October 4, 2010 letter stating that he has no objection to the extension of the dates as requested by the Protestant, Goliad County. On October 7, 2010, Mr. Friedman submitted another letter to the Commission indicating that he had spoken with the other Protestants, namely Goliad County Groundwater Conservation District (District); and Pat Calhoun, representing Goliad Farm Bureau, nearby property owners, St. Peter's Lutheran Church, and Ander-Weser Volunteer Fire Department. Mr. Friedman indicated that neither the District nor Mr. Calhoun were opposed to the extensions.

Based upon the totality of circumstances and positions as presented, and in conformance with 30 TAC § 80.257(b), the dates for filing exceptions and replies in this matter are extended as requested by the Protestant and unopposed by the parties and the presiding ALJ. Exceptions will be due at 5:00 pm on October 22, 2010; and replies to exceptions will be due at 5:00 pm on November 1, 2010. If you have any questions about this matter, please contact Anne Rowland, Assistant General Counsel, at 512/239-6376.

Very truly yours,

A handwritten signature in black ink, appearing to read "Les Trobman".

Les Trobman
General Counsel

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Mailing List
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TCEQ Docket No. 2008-1888-UIC
SOAH Docket No. 582-09-3064

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