

# State Office of Administrative Hearings



Cathleen Parsley  
Chief Administrative Law Judge

June 23, 2010

Les Trobman  
General Counsel  
Texas Commission on Environmental Quality  
P.O. Box 13087  
Austin Texas 78711-3087

**VIA FACSIMILE 512/239-5533**

Re: **SOAH Docket No. 582-09-5318; TCEQ Docket No. 2009-0156-PST-E; Executive Director of the Texas Commission on Environmental Quality v. J.D. Martin, III**

Dear Mr. Trobman:

On June 1, 2009, the Executive Director (ED) filed Exceptions to my Proposed Order in the above case. The Respondent did not file a reply to the ED's Exceptions. I recommend that you sustain the ED's proposed modifications as set forth in his Exceptions.

Sincerely,

A handwritten signature in black ink, appearing to read "Roy G. Scudday".

Roy G. Scudday  
Administrative Law Judge

RGS/ap  
cc: Mailing List

**STATE OFFICE OF ADMINISTRATIVE HEARINGS**

**AUSTIN OFFICE**  
300 West 15th Street Suite 502  
Austin, Texas 78701  
Phone: (512) 475-4993  
Fax: (512) 475-4994

**SERVICE LIST**

**AGENCY:** Environmental Quality, Texas Commission on (TCEQ)  
**STYLE/CASE:** J.D. MARTIN III  
**SOAH DOCKET NUMBER:** 582-09-5318  
**REFERRING AGENCY CASE:** 2009-0156-PST-E

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**STATE OFFICE OF ADMINISTRATIVE  
HEARINGS**

**ADMINISTRATIVE LAW JUDGE**  
**ALJ ROY SCUDDAY**

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**REPRESENTATIVE / ADDRESS**

**PARTIES**

BLAS J. COY, JR.  
TEXAS COMMISSION ON ENVIRONMENTAL QUALITY  
OFFICE OF PUBLIC INTEREST COUNSEL  
P.O. BOX 13087, MC-103  
AUSTIN, TX 78711-3087  
(512) 239-6363 (PH)  
(512) 239-6377 (FAX)  
bcoy@tceq.state.tx.us

OFFICE OF PUBLIC INTEREST COUNSEL

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LES TROBMAN  
GENERAL COUNSEL  
TEXAS COMMISSION ON ENVIRONMENTAL QUALITY  
MC-101 P.O. BOX 13087  
AUSTIN, TX 78711-3087  
  
(512) 239-5533 (FAX)

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

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SHARESA ALEXANDER  
TEXAS COMMISSION ON ENVIRONMENTAL QUALITY  
LITIGATION DIVISION  
P.O. BOX 13087  
AUSTIN, TX 78711  
(512) 239-3503 (PH)  
(512) 239-3434 (FAX)

EXECUTIVE DIRECTOR

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JAMES D. MARTIN III  
3108 BROADMOOR  
BRYAN, TX 77802  
(979) 691-2700 (PH)  
(979) 691-2300 (FAX)

JAMES D. MARTIN III

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xc: Docket Clerk, State Office of Administrative Hearings