

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*

April 29, 2011

TO: All Persons on Mailing List

RE: **SOAH Docket No. 582-10-3857; TCEQ Docket No. 2009-1764-MSW-E;**  
In the matter of an Enforcement Action against **Joabert Development Company**

The above-referenced matter is scheduled to be considered by the Texas Commission on Environmental Quality on **May 11, 2011** at **9:30 A.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 Melissa Chao at the Texas Commission on Environmental Quality, Office of the Chief Clerk, (512) 239-3300.

Sincerely,

A handwritten signature in black ink that reads "LaDonna Castañuela".

LaDonna Castañuela  
Chief Clerk

LDC/mc

**MAILING LIST**  
**JOABERT DEVELOPMENT COMPANY**  
**SOAH DOCKET NO. 582-10-3857**  
**TCEQ DOCKET NO. 2009-1764-MSW-E**

Representing the Respondent

John Ripley  
Burton Kahn  
Director and Register Agent  
Joabert Development Co.  
1706 Alpine Circle  
San Antonio, Texas 78248  
Tel: (210) 408-9199  
Fax: (210) 408-9198

John Ripley, Director  
Joabert Development Co.  
13123 Featherpoint  
San Antonio, Texas 78233

Robert Ripley, Director  
Joabert Development Co.  
S14200 Side Road 18  
Sunderland, Ontario  
LOC1HO Canada

Representing the Executive Director  
of the TCEQ

via electronic mail:  
Stephanie Frazee, Staff Attorney  
Texas Commission on  
Environmental Quality  
Legal Division, MC 175  
P.O. Box 13087  
Austin, Texas 78711-3087  
Tel: (512) 239-3400  
Fax: (512) 239-3434

Representing the Office of Public  
Interest Counsel of the TCEQ  
via electronic mail:

Blas Coy, Jr.  
Texas Commission on  
Environmental Quality  
Public Interest Counsel, MC 103  
P.O. Box 13087  
Austin, Texas 78711-3087  
Tel: (512) 239-6363  
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Thomas H. Walston  
Administrative Law Judge  
State Office of Administrative  
Hearings  
300 W. 15<sup>th</sup> Street, Ste. 502  
Austin, Texas 78701  
Tel: (512) 475-4993  
Fax: (512) 475-4994

Docket Clerk  
Texas Commission on  
Environmental Quality  
Office of Chief Clerk, MC 105  
P.O. Box 13087  
Austin, Texas 78711-3087  
Tel: (512) 239-3300  
Fax: (512) 239-3311

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TEXAS COMMISSION ON ENVIRONMENTAL QUALITY  
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February 15, 2011

TO: SEE SERVICE LIST

RE: Opportunity to Comment on the State Office of Administrative Hearings Proposal for Decision and Order regarding **Joabert Development Company, TCEQ Docket No. 2009-1764-MSW-E; SOAH Docket No. 582-10-3857**

Please be informed that the following notice was published in the *Texas Register* for a 30-day comment period:

The State Office of Administrative Hearings issued a Proposal for Decision and Order to the Texas Commission on Environmental Quality on **January 28, 2011**, in the matter of the **Executive Director of the Texas Commission on Environmental Quality, Petitioner v. Joabert Development Company; SOAH Docket No. 582-10-3857; TCEQ Docket No. 2009-1764-MSW-E**. The Commission will consider the Administrative Law Judge's Proposal for Decision and Order regarding the enforcement action against **Joabert Development Company** on a date and time to be determined by the Office of the Chief Clerk in Room 201S of Building E, 12100 N. Interstate 35, Austin, Texas. Separate and apart from the Exceptions and Replies applicable to the parties, this is the public's notice of opportunity to comment on the proposal for decision and order. The comment period will end 30 days from date of this publication. Written public comments should be submitted to the Office of the Chief Clerk, MC-105, TCEQ, P.O. Box 13087, Austin, Texas 78711-3087. If you have any questions or need assistance, please contact Melissa Chao, Office of the Chief Clerk, (512) 239-3300.

This notice was published in the *Texas Register* on **February 11, 2011**. Written public comments should be submitted to the Office of the Chief Clerk, MC 105, TCEQ, P.O. Box 13087, Austin, TX 78711-3087. Should you have any questions, please call Melissa Chao or me at (512) 239-3300.

Sincerely,

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LaDonna Castañuela  
Chief Clerk

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