

SOAH DOCKET NO. 582-10-5396
TCEQ DOCKET NO. 2009-1905-IWD-E

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EXECUTIVE DIRECTOR OF THE
TEXAS COMMISSION ON
ENVIRONMENTAL QUALITY
Petitioner,

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BEFORE THE STATE OFFICE

OFFICE OF HEARINGS

OF

V.

BIG D HAZMAT, INC., DUNCAN
SERVICES, INC. AND ROBERT L.
DUNCAN, RESPONDENTS
Respondents.

ADMINISTRATIVE HEARINGS

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STATE OFFICE OF
ADMIN. HEARINGS

**UNOPPOSED MOTION TO EXTEND DEADLINE
FOR FILING EXCEPTIONS TO THE ADMINISTRATIVE LAW JUDGE'S
PROPOSAL FOR DECISION**

TO THE HONORABLE HEARINGS EXAMINER:

COMES NOW BIG D HAZMAT, INC., DUNCAN SERVICES, INC. AND ROBERT L. DUNCAN, ("Respondents") and file this Unopposed Motion to Extend Deadline for Filing Exceptions to the Administrative Law Judge's Proposal for Decision, and as grounds therefore, would show as follows:

I.

The Proposal for Decision regarding the findings of Your Honor on whether Respondents have violated the Texas Water Code was issued on July 26, 2011.

II.

The Proposal for Decision was received by counsel for Respondents on July 26, 2011, therefore, pursuant to 30 TAC § 80.257 Respondent and TCEQ must file their Exceptions to the Proposal for Decision by August 15, 2011 and replies to exceptions are due by August 20, 2011.

III.

Respondents request an additional week for all counsel to prepare filings, with exceptions to the Proposal for Decision due on August 22, 2011 and all reply filings due on September 1, 2011.

IV.

The undersigned has conferred with opposing counsel Kari Gilbreth and the Office of Public Interest Counsel and neither is opposed to this motion.

Respectfully submitted,

GRISSOM & THOMPSON

A handwritten signature in black ink, consisting of a series of loops and a long horizontal stroke extending to the right.

William W. Thompson, III
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CERTIFICATE OF SERVICE

This is to certify that a true and correct copy of the foregoing document has been either hand-delivered, sent by U.S. Mail, Certified Mail, Return Receipt Requested, and/or Facsimile Transmission to the following service list on this 11 day of August, 2011.



William W. Thompson, III

Administrative Law Judge
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CHIEF CLERK'S OFFICE

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TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY