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December 2, 2011

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CHIEF CLERK'S OFFICE
TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Mr. Les Trobman, General Counsel MC-101
Texas Commission on Environmental Quality
P.O. Box 13087
Austin, Texas 78711

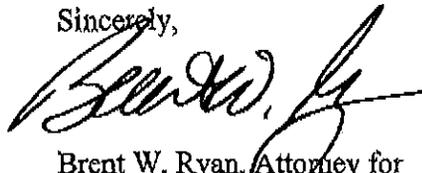
Re: TCEQ Docket No. 2009-2058-MSW; SOAH Docket No. 582-10-2069
Application of Republic Waste Services of Texas, Ltd. for MSW Permit No. 2356
Oral Argument by City of Aledo

Dear Mr. Trobman:

On behalf of Republic Waste Services of Texas, Ltd. (Republic), the applicant in the referenced matter, I am writing to advise you that Republic has further considered its position regarding oral argument during the Commission's December 7 consideration of the proposal for decision (PFD) in this matter. Republic does not object to the City of Aledo using a portion of the time allotted to the Protestants for oral argument to present its position, as set out in its exceptions to the PFD and the November 30 letter from Mr. E. Allen Taylor, Jr. (attorney for the City), regarding Judge Wilfong's denial of the City's request for party status. By stating this lack of opposition to the City of Aledo's participation at oral argument, Republic is not altering its position, as set out in its Replies to Exceptions and in my November 30 letter to you, that Judge Wilfong properly denied the party status request made on the City's behalf.

Copies of this letter have been provided to representatives for all parties and to the other persons listed on the cc list below.

Sincerely,



Brent W. Ryan, Attorney for
Republic Waste Services of Texas, Ltd.

cc (via fax): Mr. Les Trobman
Hon. Richard R. Wilfong, Administrative Law Judge
Mr. Eric Allmon
Ms Mary K. Sahs
Mr. Hal A. Ray, Jr.
Ms. Amy Swanholm
Mr. Daniel Ingersoll, TCEQ Environmental Law Division
Ms. Bridget Bohac, TCEQ Chief Clerk
Mr. E. Allen Taylor, Jr.

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OIL & GAS, ENVIRONMENTAL, WATER RIGHTS, UTILITIES, LAND TITLE
ADMINISTRATIVE, TRIAL AND APPELLATE PRACTICE

FAX TRANSMITTAL

PLEASE DELIVER IMMEDIATELY

TO: Mr. Les Trobman, TCEQ General Counsel

Fax: 239-5533

CC: Honorable Richard Wilfong, Administrative Law Judge
Ms. Bridget Bohac, TCEQ Chief Clerk
Ms. Mary Sahs
Mr. Eric Allmon
Ms. Amy Swanholm
Mr. Hal R. Ray, Jr.
Mr. Dan Ingersoll, TCEQ Environmental Law Division
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Fax: (817) 322-4740

From: Brent Ryan

Date: December 2, 2011

Re: Application of Republic Waste Services of Texas, Ltd.
for Municipal Solid Waste Permit 2356
SOAH DOCKET NO. 582-10-2069
TCEQ DOCKET NO. 2009-2058-MSW

This facsimile consists of a cover page and 2 pages.

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