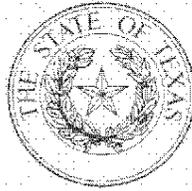


State Office of Administrative Hearings



Cathleen Parsley
Chief Administrative Law Judge

November 30, 2011

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

VIA FACSIMILE NO. 512/239-5533

Re: SOAH Docket No. 582-11-5376; TCEQ Docket No. 2010-1775-PST-E;
Executive Director of the Texas Commission on Environmental Quality v.
David Harden

Dear Mr. Trobman:

On October 25, 2011, 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 cursive script that reads "Roy G. Scudday".

Roy G. Scudday
Administrative Law Judge

RGS/ap
cc: Mailing List

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AGENCY: Environmental Quality, Texas Commission on (TCEQ)
STYLE/CASE: DAVID HARDEN
SOAH DOCKET NUMBER: 582-11-5376
REFERRING AGENCY CASE: 2010-1775-PST-E

**STATE OFFICE OF ADMINISTRATIVE
HEARINGS**

**ADMINISTRATIVE LAW JUDGE
ALJ ROY SCUDDAY**

REPRESENTATIVE / ADDRESS

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