

Bryan W. Shaw, Ph.D., P.E., *Chairman*
Toby Baker, *Commissioner*
Zak Covar, *Commissioner*
Richard A. Hyde, P.E., *Executive Director*



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY
Protecting Texas by Reducing and Preventing Pollution

January 27, 2014

TO: All Persons on Mailing List

RE: **SOAH Docket No. 582-13-4611; TCEQ Docket No. 2013-0657-AIR.**
Application of ExxonMobil for Air Quality Permit No. 102982, for the Construction of a
New Ethylene Production Unit in Harris County, Texas

The above-referenced matter is scheduled to be considered by the Texas Commission on Environmental Quality on **February 12, 2014 at 9:30 a.m.** in Room 201S, Building E, 12100 Park 35 Circle, Austin, Texas.

30 TAC §80.263 provides as follows:

In proceedings where a judge has held a public hearing and has issued a proposal for decision or other report to the commission, all 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. Before the commission meeting, the general counsel may allot time for oral presentations. Oral presentations and responses to questions shall be directed to the commission.

The General Counsel has directed me to extend the time for oral argument to eight (8) minutes for the Applicant, eight (8) minutes for the Protestants collectively, five (5) minutes for the Executive Director; and five (5) minutes for the Office of Public Interest Counsel. The Protestants should apportion their eight (8) minutes among themselves prior to the public meeting and contact Sandra Lopez-Hernandez, Agenda Coordinator, Office of the Chief Clerk at (512) 239-3310 by **5:00 p.m. on Monday, February 10, 2014** to let her know how the time will be apportioned. The Applicant may save part of its time for rebuttal, as it bears the burden of proof. Parties should present their arguments on the Proposal for Decision during their allotted oral argument time.

Furthermore, if the Commissioners need additional information, they may ask questions of the parties after oral argument is completed. In light of the oral argument time periods previously found sufficient in complex matters and given the Commissioners' ability to question the parties to clarify any issues, the General Counsel has determined that the time periods provided should be sufficient.

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 "Bridget C. Bohac". The signature is written in a cursive style with a large, prominent initial "B".

Bridget C. Bohac
Chief Clerk

BCB/mc

**MAILING LIST
EXXONMOBIL**

SOAH DOCKET NO. 582-13-4611; TCEQ DOCKET NO. 2013-0657-AIR

Representing ExxonMobil

Derek Seal
Winstead PC
401 Congress Avenue, Suite 2100
Austin, Texas 78701
Tel: (512) 370-2807
Fax: (512) 370-2850

Sharon Cloninger, Administrative
Law Judge
State Office of Administrative
Hearings
300 W. 15th Street, Ste. 502
Austin, Texas 78701
Tel: (512) 475-4993
Fax: (512) 322-2061

Representing Sierra Club & Air

Alliance Houston
Gabriel Clark-Leach
The Environmental Integrity Project
1303 San Antonio Street, Suite 200
Austin, Texas 78701
Tel: (512) 637-9477
Fax: (512) 584-8019

Richard R. Wilfong, Administrative
Law Judge
State Office of Administrative
Hearings
300 W. 15th Street, Ste. 502
Austin, Texas 78701
Tel: (512) 475-4993
Fax: (512) 322-2061

Representing the Executive Director
of the TCEQ

via electronic mail
Booker Harrison, Senior Attorney
Texas Commission on
Environmental Quality
Legal Division, MC 173
P.O. Box 13087
Austin, Texas 78711-3087
Tel: (512) 239-0600
Fax: (512) 239-0606

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

Representing the Office of Public
Interest Counsel of the TCEQ

via electronic mail
Eli Martinez
Texas Commission on
Environmental Quality
Public Interest Counsel, MC 103
P.O. Box 13087
Austin, Texas 78711-3087
Tel: (512) 239-6363
Fax: (512) 239-6377