

Jon Niermann , *Chairman*
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Kelly Keel, *Interim Executive Director*



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

October 6, 2023

TO: All Persons on Mailing List

RE: SOAH Docket No. 582-22-0844; TCEQ Docket No. 2021-1000-MSW; Application of Diamond Back Recycling and Sanitary Landfill, LP, for Municipal Solid Waste Permit No. 2404, in Ector County, Texas.

The above-referenced matter is scheduled to be considered by the Texas Commission on Environmental Quality on **October 25, 2023 at 9:30 A.M.** The agenda meeting may be held in person in Room 201S of Building E at the Commission's offices located at 12100 Park 35 Circle in Austin, Texas, virtually, or both in person and virtually. To confirm how the meeting will be held, please visit the Commissioners' Agenda webpage at: https://www.tceq.texas.gov/agency/decisions/agendas/comm/comm_agendas.html eight days before the Agenda.

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. The General Counsel has directed me to extend the time for oral argument to **7 minutes** for the Applicant, **7 minutes** for the Protestants *collectively*, **5 minutes** for the Executive Director; and **5 minutes** for the Office of Public Interest Counsel. The Protestants should apportion their **7 minutes** among themselves prior to the public meeting and contact Mehgan Taack, Office of the Chief Clerk at (512) 239-3313 by **Monday, October 23, 2023**, 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 Supplemental Proposal for Decision on Remand during their allotted oral argument time.

Should you need any additional information, please contact Mehgan Taack at the Texas Commission on Environmental Quality, Office of the Chief Clerk, (512) 239-3300.

Sincerely,

A handwritten signature in cursive script that reads "Laurie Gharis".

Laurie Gharis
Chief Clerk

MAILING LIST

Diamond Back Recycling and Sanitary Landfill, LP
TCEQ Docket No. 2021-1000-MSW; SOAH Docket No. 582-22-0844

REPRESENTING THE APPLICANT

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FOR THE STATE OFFICE OF
ADMINISTRATIVE HEARINGS

via eFile Texas:

The Honorable Megan Johnson
<http://www.soah.texas.gov/E-Services/eFileTexas.html>

OFFICE OF THE CHIEF CLERK

via eFilings:

Docket Clerk
www.tceq.texas.gov/goto/efilings