

Brooke T. Paup, *Chairwoman*
Bobby Janecka, *Commissioner*
Catarina R. Gonzales, *Commissioner*
Kelly Keel, *Executive Director*



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

February 26, 2025

Laurie Gharis
Texas Commission on Environmental Quality
Office of the Chief Clerk, MC-105
P.O. Box 13087
Austin, Texas 78711-3087

Re: Application by Dow Hydrocarbons & Resources LLC & Union Carbide Corp. for
Major Amendment without renewal of TPDES Permit No. WQ0000447000;
TCEQ Docket No. 2025-0080-IWD

Dear Ms. Gharis:

I have enclosed the Executive Director's Motion to Remand. Please let me know if you have any questions.

Sincerely,

A handwritten signature in black ink, appearing to read "Michael Parr II".

Michael Parr II, Staff Attorney
Environmental Law Division Enclosure

cc: Mailing List

TCEQ DOCKET NO. 2025-0080-IWD

**APPLICATION BY
DOW HYDROCARBONS &
RESOURCES, LLC AND UNION
CARBIDE CORP. FOR TPDES
PERMIT NO. WQ0000447000**

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**BEFORE
THE TEXAS
COMMISSION ON
ENVIRONMENTAL
QUALITY**

EXECUTIVE DIRECTOR'S MOTION TO REMAND

The Executive Director (ED) of the Texas Commission on Environmental Quality (TCEQ or Commission) received the attached correspondence in Attachment A from Dow Hydrocarbons & Resources LLC and Union Carbide Corporation (Applicant) on February 25, 2025, informing the ED that the Applicant seeks to withdraw the permit application in the above numbered docket scheduled for consideration by the Commission on the March 13, 2025, Agenda meeting. Applicant requested that the withdrawal be effective as of today, February 25, 2025. The ED respectfully requests that this matter be remanded to the ED for further processing and removed from the March 13, 2025, agenda.

Respectfully submitted,

Texas Commission on Environmental Quality

Kelly Keel, *Executive Director*

Phillip Ledbetter, *Director*
Office of Legal Services

Charmaine Backens, *Deputy Director*,
Environmental Law Division



Michael T. Parr II, *Staff Attorney*
Environmental Law Division
State Bar No. 24062936
P.O. Box 13087, MC 173
Austin, Texas 78711-3087
Telephone No. 512-239-0611
Facsimile No. 512-239-0626

REPRESENTING THE EXECUTIVE DIRECTOR
OF THE TEXAS COMMISSION ON
ENVIRONMENTAL QUALITY

CERTIFICATE OF SERVICE

I certify that on February 26, 2025, the Executive Director's Motion for Remand for TPDES Permit No. WQ0000447000 was filed with the Texas Commission on Environmental Quality's Office of the Chief Clerk.

A handwritten signature in black ink, appearing to read "Michael T. Parr II". The signature is fluid and cursive, with the last name "Parr" being more prominent.

Michael T. Parr II, *Staff Attorney*
State Bar No. 24062936

Attachment A

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February 25, 2025

BY E-MAIL AND CERTIFIED MAIL RETURN RECEIPT REQUESTED

Ms. Kelly Keel (MC-109)
Executive Director
Texas Commission on Environmental Quality
P.O. Box 13087
Austin, TX 78711-3087
kelly.keel@tceq.texas.gov

Ms. Mary Smith (MC-101)
General Counsel
Texas Commission on Environmental Quality
P.O. Box 13087
Austin, TX 78711-3087
mary.smith@tceq.texas.gov

Re: Request to Withdraw Application for Major Amendment to TPDES Permit No. WQ0000447000;
TCEQ Docket No. 2025-0080-IWD

Dear Ms. Keel and Ms. Smith:

The purpose of this letter is to withdraw the application for major amendment without renewal of TPDES Permit No. WQ0000447000 filed by Dow Hydrocarbons & Resources LLC and Union Carbide Corporation ("Applicant") on December 27, 2022.

Please note that requests for contested case hearing on the application for major amendment without renewal are scheduled for consideration by the Commissioners on the March 13, 2025 Agenda, Docket No. 2025-0080-IWD. Applicant requests that the withdrawal be effective as of today, February 25, 2025.

If you have questions or need additional information, please contact Carlos Moreno, Senior Counsel, The Dow Chemical Company at cmoreno3@dow.com or (979)238-0407 or me at sara.burgin@bracewell.com or (512)494-3654.

General Business

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Ms. Kelly Keel (MC-109) and Ms. Mary Smith (MC-101)
February 25, 2025

Page 2

Please transmit confirmation at your earliest convenience that the application has been withdrawn from the March 13, 2025 agenda.

Sincerely,



Ms. Sara Marquis Burgin
Bracewell

Counsel for Dow Hydrocarbons & Resources LLC and Union Carbide Corporation

cc: Todd Galiga, TCEQ, Office of Legal Services, Senior Attorney/Water, todd.galiga@tceq.texas.gov
Carlos Moreno, The Dow Chemical Company, cmoreno3@dow.com
Kyle Lofland, Union Carbide Corporation, loflankd2@dow.com