

Jon Niermann, *Chairman*
Emily Lindley, *Commissioner*
Bobby Janecka, *Commissioner*
Kelly Keel, *Interim Executive Director*



ACCEPTED
582-23-10368
8/8/2023 10:04:37 am
STATE OFFICE OF
ADMINISTRATIVE HEARINGS
Crystal Rosas, CLERK

Garrett T. Arthur, *Public Interest Counsel*

FILED
582-23-10368
8/8/2023 10:01 AM
STATE OFFICE OF
ADMINISTRATIVE HEARINGS
Crystal Rosas, CLERK

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

August 8, 2023

Honorable Holly Vandrovec
State Office of Administrative Hearings
P.O. Box 13025
Austin, Texas 78711-3085

**RE: APPLICATION BY R040062, LP FOR TPDES PERMIT NO.
WQ0016008001; SOAH DOCKET NO. 582-23-10368;
TCEQ DOCKET NO. 2022-1731-MWD**

Dear Honorable Administrative Law Judge:

In accordance with the SOAH Order issued August 1, 2023 in this matter, OPIC informs the Court that it will participate virtually (via Zoom) in the hearing on the merits scheduled for August 15-17, 2023. OPIC will not be presenting any witnesses and does not waive the right to cross examine any other party's witnesses.

Sincerely,

A handwritten signature in black ink, appearing to read "Sheldon P. Wayne".

Sheldon P. Wayne
Assistant Public Interest Counsel
State Bar No. 24098581
P.O. Box 13087, MC 103
Austin, Texas 78711-3087
(512) 239-3144 Phone

CERTIFICATE OF SERVICE

I hereby certify that on August 8, 2023, this Letter regarding the Application by R040062, LP for TPDES Permit No. WQ0016008001 was filed with the State Office of Administrative Hearings, and a true and correct copy was served to all persons listed below via electronic mail.



Sheldon P. Wayne, Attorney

FOR APPLICANT:

Peter Gregg
pgregg@gregglawpc.com

FOR TCEQ EXECUTIVE DIRECTOR:

Aubrey Pawelka
Aubrey.pawelka@tceq.texas.gov

FOR PROTESTANTS:

Jonah Water Special Utility District
Erin Selvera
Erin@carltonlawaustin.com

Shawn Bischsel
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Alex Cifuentes
alex@interiorhomesolutions.com

Automated Certificate of eService

This automated certificate of service was created by the eFiling system. The filer served this document via email generated by the eFiling system on the date and to the persons listed below. The rules governing certificates of service have not changed. Filers must still provide a certificate of service that complies with all applicable rules.

Sheldon Wayne on behalf of Sheldon Wayne

Bar No. 24098581

sheldon.wayne@tceq.texas.gov

Envelope ID: 78298319

Filing Code Description: Party Correspondence

Filing Description: Letter to ALJ Pursuant to August 1, 2023 SOAH Order

Status as of 8/8/2023 10:05 AM CST

Associated Case Party: Executive Director

Name	BarNumber	Email	TimestampSubmitted	Status
Aubrey Pawelka		aubrey.pawelka@tceq.texas.gov	8/8/2023 10:01:27 AM	SENT

Case Contacts

Name	BarNumber	Email	TimestampSubmitted	Status
John Joseph Carlton	3817600	john@carltonlawaustin.com	8/8/2023 10:01:27 AM	SENT
OLS Legal Support		TCEQsoah@tceq.texas.gov	8/8/2023 10:01:27 AM	SENT
SHAWN BICHSEL		sbichsel@gmail.com	8/8/2023 10:01:27 AM	SENT
ALEX CIFUENTES		alex@interiorhomesolutions.com	8/8/2023 10:01:27 AM	SENT

Associated Case Party: R040062, LP

Name	BarNumber	Email	TimestampSubmitted	Status
Peter T.Gregg		pgregg@gregglawpc.com	8/8/2023 10:01:27 AM	SENT
ERIN SELVERA		erin@carltonlawaustin.com	8/8/2023 10:01:27 AM	SENT

Associated Case Party: Jonah Water Special Utility District

Name	BarNumber	Email	TimestampSubmitted	Status
Katy Hennings		katy@carltonlawaustin.com	8/8/2023 10:01:27 AM	SENT
Erin Selvera		erin@carltonlawaustin.com	8/8/2023 10:01:27 AM	SENT
John Carlton		john@carltonlawaustin.com	8/8/2023 10:01:27 AM	SENT

Associated Case Party: Public Interest Counsel

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Associated Case Party: Public Interest Counsel

Name	BarNumber	Email	TimestampSubmitted	Status
SHELDON WAYNE		sheldon.wayne@tceq.texas.gov	8/8/2023 10:01:27 AM	SENT