

Bryan W. Shaw, Ph.D., F.E., *Chairman*
Toby Eaker, *Commissioner*
Jon Niermann, *Commissioner*



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

June 6, 2018

To: Persons on the attached mailing list (By mail and facsimile as indicated)

Re: Application by Post Oak Clean Green, Inc. for a new Type I MSW Landfill; TCEQ Docket No. 2012-0905-MSW; SOAH Docket No. 582-15-2498

A Proposal for Decision and Proposed Order following Remand was mailed by the State Office of Administrative Hearings to the parties in the above-referenced matter on May 15, 2018. SOAH set the following deadlines for exceptions and replies: exceptions were due to the Texas Commission on Environmental Quality's (TCEQ) Chief Clerk by not later than June 4, 2018 and replies were due to the Chief Clerk by not later than June 14, 2018. On June 5, 2018, counsel for Stop Post Oak Dump, Guadalupe County Groundwater Conservation District, Schertz/Sequin Local Government Corporation, the City of Sequin, the City of Schertz, and Guadalupe County (collectively, Protestants) filed a motion seeking the extension of time to file exceptions to the Proposal for Decision. The motion indicates that the ED, OPIC, and Applicant are unopposed to the extension of time to file exceptions.

In accordance with 30 TAC § 80.257(b) and the Commission's Resolution issued on February 2, 2009, Docket No. 2009-0059-RES, the deadline for filing exceptions to the above-referenced matter is hereby extended. All exceptions received on June 4, 2018, including the Protestants' filing received by the TCEQ Chief Clerk at 5:08 p.m., will be considered timely. Any replies to exceptions will continue to be due by no later than 5:00 p.m. on June 14, 2018.

Documents may be filed with the Chief Clerk electronically at <http://www14.tceq.texas.gov/epic/eFiling/> or by filing an original and seven (7) copies with the Chief Clerk of the TCEQ. All filings should be addressed to the attention of the Agenda Docket Clerk and should be marked with the TCEQ and SOAH docket numbers provided above. All filings should also be mailed to all other persons on the attached mailing list on the same day mailed or filed with the Chief Clerk. All filings should also be filed with the State Office of Administrative Hearings.

If you have any questions about this matter, please contact Tracy Harrison Gross, Assistant General Counsel, at 512/239-1736.

Respectfully,

A handwritten signature in black ink, appearing to read "Elaine M. Lucas".

Elaine M. Lucas
Acting General Counsel

Mailing List

Mailing List
Post Oak Clean Green, Inc.
TCEQ Docket No. 2012-0905-MSW
SOAH Docket No. 582-15-2498

Eric Allmon
Marisa Perales
Richard W. Lowerre
Lowerre, Frederick, Perales,
Allmon & Rockwell, P.C.
707 Rio Grande, Suite 200
Austin, Texas 78701
512/469-6000 FAX 512/482-9346
eallmon@lf-lawfirm.com
marisa@lf-lawfirm.com
rl@lf-lawfirm.com

John Riley
Paul Sarahan
Holland & Knight, LLP
111 Congress Ave., Suite 540
Austin, Texas 78701
Fax 512/472-7473
john.riley@hklaw.com
paul.sarahan@hklaw.com

Betsy Johnson
Davidson Troilo Ream & Garza, P.C.
919 Congress Ave., Suite 810
Austin, Texas 78701
512/469-6006 FAX 512/473-2159
bjohnson@dttrlaw.com

Patrick Lindner
Davidson Troilo Ream & Garza, P.C.
601 N.W. Loop 410, Suite 100
San Antonio, Texas 78216-5511
210/349-6484 FAX 210/349-0041
plindner@dttrlaw.com

Greg Seidenberger, County Commissioner
Guadalupe County
211 West Court Street
Seguin, Texas 78155
830/303-8857 FAX 830/303-4064
greg.seidenberger@co.guadalupe.tx.us

Robert Eflinger, Assistant County Attorney
Guadalupe County
211 West Court St., Suite 362
Seguin, Texas 78155
830/303-6130 FAX 830/379-9491
robert.eflinger@co.guadalupe.tx.us

Steven Shepherd
Kathy Humphreys
TCEQ Environmental Law Division MC 173
P.O. Box 13087
Austin, Texas 78711-3087
512/239-0600 FAX 512/239-0606

Craig Bennett
Administrative Law Judges
State Office of Administrative Hearings
P.O. Box 13025
Austin, Texas 78711-3025
512/475-4993 FAX 512/322-2061

Garrett Arthur
TCEQ Office of Public Interest Counsel MC 103
P.O. Box 13087
Austin, Texas 78711-3087
512/239-6363 FAX 512/239-6377

Docket Clerk
TCEQ Office of Chief Clerk MC 105
P.O. Box 13087
Austin, Texas 78711-3087
512/239-3300 FAX 512/239-3311

Brian Christian
TCEQ Environmental Assistance Division MC 108
P.O. Box 13087
Austin, Texas 78711-3087
512/239-3100 FAX 512/239-5678