

BARRY T. SMITHERMAN, CHAIRMAN
DAVID PORTER, COMMISSIONER
CHRISTI CRADDICK, COMMISSIONER

**MINUTES
RAILROAD COMMISSION OF TEXAS
FORMAL COMMISSION ACTIONS**

May 6, 2014

After providing notice as required by the Texas Open Meetings Act, the Railroad Commission of Texas held an open meeting at the William B. Travis Building, 1701 N. Congress Avenue, in Room 1-111, Austin, Texas, on **Tuesday, May 6, 2014, commencing at 9:30 a.m.**

Chairman Barry T. Smitherman, Commissioner David Porter and Commissioner Christi Craddick were present.

Chairman Smitherman presided.

HEARINGS DIVISION

SURFACE MINING AND RECLAMATION

Docket Nos. C14-0013-SC-26-E and C14-0014-SC-38-E. Texas Municipal Power Agency, Surface Mining and Reclamation Permit Nos. 26D and 38D, Gibbons Creek Lignite Mine and Gibbons Creek Lignite Mine V; Commission consideration of proposed supplemental security for reclamation bonds for Permit Nos. 26D and 38D in form of escrow account deposits pursuant to §12.309(i) of the "Coal Mining Regulations."

The Commission unanimously approved the examiners' recommendation.

GAS SERVICES

1. GUD No. 10338: Application of Atmos Pipeline ∅ Texas for interim rate adjustment as of December 31, 2013.

The Commission unanimously approved the examiners' recommendation.

OIL AND GAS

2. O&G 08-0286879: Application of James Lake Midstream, L.L.C. to construct a sour gas pipeline, Cottonwood Lateral Gathering System, Ector County, Texas.

The Commission unanimously approved the examiners' recommendation.

3. O&G 08-0284786: Application of Key Energy Services, L.L.C. to modify Project No. F-04282 Commercial, for injection authority pursuant to 16 TAC §3.46 for the Geo. C. Fraser -A- Lease, Well No. 7W, Harper Field, Ector County, Texas; Motion for Rehearing.

Chairman Smitherman and Commissioner Craddick approved the examiners' recommendation. Commissioner Porter was opposed.

4. O&G 0281194: Application of Chesapeake Operating, Inc. for an exception to 16 TAC §3.37 for the Ederville Lease, Well No. 4H, Newark, East (Barnett Shale) Field, Tarrant County, Texas.

The Commission unanimously approved the examiners' recommendation.

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5. O&G 0281092: Application of Chesapeake Operating, Inc. for an exception to 16 TAC §3.37 for the Ederville Lease, Well No. 6H, Newark, East (Barnett Shale) Field, Tarrant County, Texas.
The Commission unanimously approved the examiners' recommendation.

6. O&G 09-0272774: Enforcement action against Soggy Bottom Brothers, Incorporated (Operator No. 800229), or in the alternative, U.S. Fuels, Inc. (Operator No. 879264) for violation of a Statewide Rule on the Lucy Stinson Lease, Well No. 1 (RRC No. 021434), Kendall (Caddo) Field, Young County, Texas; Violation of 16 TAC §§3.3(1), 3.3(2), 3.14(d)(12), 3.46(g)(2), and 3.46(j).
The Commission unanimously approved the examiners' recommendation.

7. O&G 0222873: Application of Kadane Corporation for an exception to 16 TAC §3.37 for the Forbes Lease, Well No. 4RE, Wildcat, Berry (Palo Pinto), Berry, West (Congl 7400), Berry, North (Miss.), Berry (Miss.) and Berry, West (Miss.) Fields, Hardeman County, Texas.
The Commission unanimously approved the examiners' recommendation.

8. O&G 8A-0278263: Application of the George R. Brown Partnership, L.P., to consider surface commingling authority pursuant to 16 TAC §§3.26 and 3.27 for the J.W. Morrison Lease, Well Nos. 3, 4 & 5, Lyn-Kay (6200) Field, Kent County, Texas; Motion for Rehearing.
The Commission unanimously approved the examiners' recommendation.

9. O&G 8A-0279792: Commission-called hearing to provide the George R. Brown Partnership, L.P., an opportunity to show cause why they are not in breach of surface commingling authority pursuant to 16 TAC §§3.26 and 3.27 for the J.W. Morrison Lease, Well Nos. 3, 4 & 5, Lyn-Kay (6200) Field, Kent County, Texas; Motion for Rehearing.
The Commission unanimously approved the examiners' recommendation.

OIL AND GAS CONSENT AGENDA

The Commission unanimously approved the following consent agenda:

10. O&G 03-0287228: Application of Unit Petroleum Company to amend field rules for the Jazz (Wilcox Deep) Field, Hardin, Polk and Tyler Counties, Texas.

11. O&G 6E-0287457: Application of Quantum Resources Management, L.L.C. to amend Rule 25 of the Special Field Rules for the East Texas Field, Gregg, Rusk, Upshur, Cherokee, and Smith Counties, Texas.

12. O&G 08-0286383: Application of Shell Western E&P to consider reclassifying oil wells to gas wells for Various Leases, Various Wells, Sandbar (Bone Spring) Field, Loving County, Texas.

13. O&G 7B-0286848: Application of Sun-Key Oil Co., Inc., to consider authority pursuant to 16 TAC §3.23 for the Albert Betcher Lease, Well No. 1, Turnaround (Gray Sand) Field, Callahan County, Texas.

14. O&G 7C-0286580: Application of Pioneer Natural Resources USA, Inc. for an exception to 16 TAC §3.32 for the Curtis, Dove, and Scharbauer Leases on the Scharbauer Ranch, Spraberry (Trend Area) Field, Martin County, Texas.

15. O&G 03-0287456: Application of Fairways Exploration & Prod., L.L.C., for an exception to 16 TAC §3.32 for the Gallo Lease, Well No. 1A, Gallo (Frio B-15) Field, Chambers County, Texas.

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16. O&G 20-0287379: In Re: P-5 Organization Report Chase, Jeffery Lee (Operator No. 146667).
17. O&G 20-0287381: In Re: P-5 Organization Report Greenlight Enterprises, L.L.C. (Operator No. 331568).
18. O&G 20-0287388: In Re: P-5 Organization Report Otex Resources, L.L.C. (Operator No. 628135).
19. O&G 8A-0285729: Occidental Permian, LTD. for authority pursuant to 16 TAC §3.50 to approve or certify an EOR project for a 1680-acre portion of the Denver Unit (#18910), Wasson (95397 001) Field, Gaines County, Texas.
20. O&G 08-0288075: COG Operating, L.L.C. for the recommendation of a tight gas formation pursuant to 16 TAC §3.101 for the Wolfcamp Formation, Ford, West (Wolfcamp) Field, Culberson County, Texas.
21. Claim by Bonnie Scitern against the proceeds from the sale of salvage recovered during State-funded plugging operations on the following wells: B & B Oil, Inc. Scitern, Alvis Lease, Well Nos. 1 and 3, Carbon (Caddo) Field, Eastland County, Texas; State-funded Plug Code 7B-219998.
22. O&G 03-0237274: Final Pollution Control Order relating to Agreed Groundwater Pollution Control Order, Portions of the Hope Quilter -A-, -B-, and -C-, and the C.F. Hoffman Leases, Tomball Field, Harris County, Texas.

RULE 15 INACTIVE WELL ITEMS

The Commission unanimously approved the following Rule 15 Inactive Well Items:

The Commission passed on item numbers 23, 38 and 46.

Item #'s 24, 25, 30 and 32 came into compliance and were moved.

23. O&G 20-0287393: In Re: P-5 Organization Report of Six-S Properties, Inc. (Operator No. 785246).
24. O&G 20-0288419: In Re: P-5 Organization Report of Subterranean Energy, LLC (Operator No. 828319). This item came into compliance and was moved.
25. O&G 20-0288553: In Re: P-5 Organization Report of Aeon Operating, Inc. (Operator No. 000834). This item came into compliance and was moved.
26. O&G 20-0288554: In Re: P-5 Organization Report of Argent Petroleum Corporation (Operator No. 029720).
27. O&G 20-0288555: In Re: P-5 Organization Report of C. Edwards Petroleum, LLC (Operator No. 120172).
28. O&G 20-0288556: In Re: P-5 Organization Report of Donoco Oil Company (Operator No. 222733).
29. O&G 20-0288557: In Re: P-5 Organization Report of Enerfin Resources II-92 L.P. (Operator No. 251885).
30. O&G 20-0288558: In Re: P-5 Organization Report of Fambrough, Tim D. (Operator No. 261260). This item came into compliance and was moved.
31. O&G 20-0288559: In Re: P-5 Organization Report of Gel Petroleum, Inc. (Operator No. 298876).

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32. O&G 20-0288560: In Re: P-5 Organization Report of Green Exploration Company (Operator No. 330179).

This item came into compliance and was moved.

33. O&G 20-0288562: In Re: P-5 Organization Report of Hinrra LLC (Operator No. 389665).

34. O&G 20-0288563: In Re: P-5 Organization Report of Logas Energy, LLC (Operator No. 505860).

35. O&G 20-0288564: In Re: P-5 Organization Report of Lyon Operating Company Inc.(III) (Operator No. 517060).

36. O&G 20-0288565: In Re: P-5 Organization Report of NBI Services, Inc. (Operator No. 601352).

37. O&G 20-0288566: In Re: P-5 Organization Report of OZTX Oil & Gas, L.L.C. (Operator No. 630575).

38. O&G 20-0288567: In Re: P-5 Organization Report of Pioneer Gas Pipeline, Inc. (Operator No. 665707).

The Commission passed on this item.

39. O&G 20-0288568: In Re: P-5 Organization Report of Robinson Oil Co. (Operator No. 721575).

40. O&G 20-0288569: In Re: P-5 Organization Report of Schiefelbein Oil & Gas Company (Operator No. 751370).

41. O&G 20-0288570: In Re: P-5 Organization Report of Small, R.P. Corp. (Operator No. 789221).

42. O&G 20-0288571: In Re: P-5 Organization Report of Sol Oil Co., L.C. (Operator No. 801113).

43. O&G 20-0288572: In Re: P-5 Organization Report of Southstone Energy, LLC (Operator No. 806004).

44. O&G 20-0288573: In Re: P-5 Organization Report of U S Energy Corp. Of Amer. Inc. (Operator No. 875391).

45. O&G 20-0288574: In Re: P-5 Organization Report of Wash, Robert C. Inc. (Operator No. 899038).
The Commission passed on this item.

46. O&G 20-0288575: In Re: P-5 Organization Report of Whitt Oil & Gas, Inc. (Operator No. 921150).

OFFICE OF GENERAL COUNSEL

AGREED ENFORCEMENT ORDERS

The Commission unanimously approved the following agreed orders:

47. O&G 09-0284103: SBS Oil Company (Operator No. 749870) enforcement action regarding the Martin, A.P. (Mississippian) (08184) Lease, Well Nos. 6 T and 9, South Bend, W (Mississippian Lime) Field, Young County, Texas. Violation of 16 TAC §§3.8(d)(2) and 3.36(d)(1)(M).

48. Damage Prevention 008254: P M Construction enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 1448 Godwin St. (Broadmoor), Houston, Harris County, Texas.

49. Damage Prevention 009245: P M Construction enforcement action for violation of 16 TAC §18.11(b), at 3911 Eddie St. (Russell St.), Houston, Harris County, Texas.

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50. Damage Prevention 009288: P M Construction enforcement action for violation of 16 TAC §§18.3(a) and 18.11(b), at 4517 East Ln. (Cavalcade), Houston, Harris County, Texas.
51. Damage Prevention 009322: P M Construction enforcement action for violation of 16 TAC §§18.4(a), 18.11(b) and 18.11(b), at 15206 Ridingwood, Houston, Fort Bend County, Texas.
52. Damage Prevention 010152: City of Arlington enforcement action for violation of 16 TAC §18.5(b), at 2803 Buena Vista (Gossett Drive), Arlington, Tarrant County, Texas.
53. Damage Prevention 011835: P M Construction enforcement action for violation of 16 TAC §18.11(b), at 2910 Peninsula Dr., Grapevine, Tarrant County, Texas.
54. Damage Prevention 012021: P M Construction enforcement action for violation of 16 TAC §§18.11(b) and 18.11(b), at 2603 Evinrude Dr. (Mercury), Grapevine, Tarrant County, Texas.
55. Damage Prevention 012025: P M Construction enforcement action for violation of 16 TAC §§18.11(b) and 18.11(b), at 2505 Lone Star Ln. (Mercury), Grapevine, Tarrant County, Texas.
56. Damage Prevention 012297: P M Construction enforcement action for violation of 16 TAC §§18.3(e), 18.11(b) and 18.11(b), at 3449 Woodrow (36th St.), Port Arthur, Jefferson County, Texas.
57. Damage Prevention 012383: P M Construction enforcement action for violation of 16 TAC §§18.3(e) and 18.11(b), at 1203 Woodlawn (Josephine), Alice, Jim Wells County, Texas.
58. Damage Prevention 013709: P M Construction enforcement action for violation of 16 TAC §§18.3(e), 18.11(b) and 18.11(b), at 406 Lovett (Taft), Houston, Harris County, Texas.
59. Damage Prevention 014085: P M Construction enforcement action for violation of 16 TAC §§18.4(b), 18.11(b) and 18.11(b), at 9847 Lum Ln., Houston, Harris County, Texas.
60. Damage Prevention 014194: P M Construction enforcement action for violation of 16 TAC §§18.11(b) and 18.11(b), at 4402 W. 43rd St. (Watonga), Houston, Harris County, Texas.
61. Damage Prevention 014774: P M Construction enforcement action for violation of 16 TAC §§18.11(b) and 18.11(b), at 9326 Meraldo Dr., Houston, Harris County, Texas.
62. Damage Prevention 016263: P M Construction enforcement action for violation of 16 TAC §18.10(b), at 3310 Jorns Drive (Waterloo Drive), Houston, Harris County, Texas.
63. Damage Prevention 016418: Goodall Construction enforcement action for violation of 16 TAC §§18.11(b) and 18.11(b), at Oak Lake Bend, Lot 34, Cypress, Harris County, Texas.
64. Damage Prevention 017459: P M Construction enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 2218 Leaman Ave., Rosenberg, Fort Bend County, Texas.
65. Damage Prevention 019464: P M Construction enforcement action for violation of 16 TAC §§18.10(b), 18.11(b) and 18.11(b), at 18006 Poppy Trails St., Katy, Harris County, Texas.
66. Damage Prevention 019561: P M Construction enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 607 West St., Rosenberg, Fort Bend County, Texas.
67. Damage Prevention 019772: P M Construction enforcement action for violation of 16 TAC §§18.11(b) and 18.11(b), at 601 Wayside, Houston, Harris County, Texas.

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68. Damage Prevention 020984: P M Construction enforcement action for violation of 16 TAC §§18.4(g) and 18.11(b), at 223 Latham St., Houston, Harris County, Texas.
69. Damage Prevention 022097: P M Construction enforcement action for violation of 16 TAC §18.3(a), at 4819 Higgins St. (Coffee St.), Houston, Harris County, Texas.
70. Damage Prevention 022449: P M Construction enforcement action for violation of 16 TAC §§18.4(b), 18.11(b) and 18.11(b), at 16840 Holly Trail Dr., Houston, Harris County, Texas.
71. Damage Prevention 022863: P M Construction enforcement action for violation of 16 TAC §§18.4(g), 18.11(b) and 18.11(b), at 15527 Penn Hills Ln., Houston, Harris County, Texas.
72. Damage Prevention 024043: City of Houston enforcement action for violation of 16 TAC §§18.4(b), 18.11(b) and 18.11(b), at 2501 Commonwealth St., Houston, Harris County, Texas.
73. Damage Prevention 024906: City of Houston enforcement action for violation of 16 TAC §18.3(a), at 6711 Krause Dr., Missouri City, Fort Bend County, Texas.
74. Damage Prevention 025304: City of Houston enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 10133 Tidwell Rd., Houston, Harris County, Texas.
75. Damage Prevention 025317: City of Houston enforcement action for violation of 16 TAC §18.10(b), at 7513 Avenue K, Houston, Harris County, Texas.
76. Damage Prevention 025918: J & B Remodeling enforcement action for violation of 16 TAC §§18.10(b) and 18.11(b), at 1302 Garza, Harlingen, Cameron County, Texas.
77. Damage Prevention 026014: City of Houston enforcement action for violation of 16 TAC §18.4(b), at 2824 Rosewood, Houston, Harris County, Texas.
78. Damage Prevention 026232: City of Houston enforcement action for violation of 16 TAC §18.10(b), at 6923 Prentiss, Houston, Harris County, Texas.
79. Damage Prevention 026238: City of Houston enforcement action for violation of 16 TAC §§18.10(b) and 18.11(b), at 6127 Belmark St., Houston, Harris County, Texas.
80. Damage Prevention 026511: City of Houston enforcement action for violation of 16 TAC §18.4(b), at 5125 Hillman (Telephone), Houston, Harris County, Texas.
81. Damage Prevention 026539: Aztec Tents & Events enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 16002 Portmanshire Ln., Houston, Harris County, Texas.
82. Damage Prevention 026843: Portland Utilities Construction Company enforcement action for violation of 16 TAC §§18.10(b), 18.11(b) and 18.11(b), at 835 Ashland St., Houston, Harris County, Texas.
83. Damage Prevention 026898: City of Houston enforcement action for violation of 16 TAC §18.4(b), at 12427 Atlaw (Vinkins), Houston, Harris County, Texas.
84. Damage Prevention 026918: City of Houston enforcement action for violation of 16 TAC §18.3(c), at 111 Jamaica St., Houston, Harris County, Texas.
85. Damage Prevention 026979: City of Houston enforcement action for violation of 16 TAC §18.4(b), at 425 Harbor (Laredo), Houston, Harris County, Texas.

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86. Damage Prevention 027097: City of Houston enforcement action for violation of 16 TAC §18.10(b), at 10819 Rack (Groton), Houston, Harris County, Texas.
87. Damage Prevention 027119: Austin Water Utility enforcement action for violation of 16 TAC §§18.11(b) and 18.11(b), at 313 Red Bird Ln. (Humming Bird Ln.), Austin, Travis County, Texas.
88. Damage Prevention 027258: Texas Gas Service Company enforcement action for violation of 16 TAC §18.8(a), at 258 Thomas St. (Los Ebanos), Brownsville, Cameron County, Texas.
89. Damage Prevention 027345: City of Houston enforcement action for violation of 16 TAC §18.11(b), at 10519 Ranier (Willow Meadow), Houston, Harris County, Texas.
90. Damage Prevention 027465: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at Rockdale Street (Prospect - Hwy. 19), Trinity, Trinity County, Texas.
91. Damage Prevention 027673: City of Houston enforcement action for violation of 16 TAC §18.4(b), at 2410 Kirkwood (Westheimer), Houston, Harris County, Texas.
92. Damage Prevention 027761: D & T Construction enforcement action for violation of 16 TAC §§18.3(a) and 18.11(b), at 1800 N. Texas Blvd., Apt. 288 (Martha Street), Weslaco, Hidalgo County, Texas.
93. Damage Prevention 027789: Badeco Construction Co. enforcement action for violation of 16 TAC §§18.10(b), 18.11(b) and 18.11(b), at 8085 Potranco (Military Dr.), San Antonio, Bexar County, Texas.
94. Damage Prevention 027911: R & S Electric Inc enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 4939 Philip Ave. (S. Barry Ave.), Dallas, Dallas County, Texas.
95. Damage Prevention 027925: Lanehart Electric enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 12643 Lexi Petal (Chrysanthemum), San Antonio, Bexar County, Texas.
96. Damage Prevention 027926: Metro City Construction enforcement action for violation of 16 TAC §§18.10(b) and 18.11(b), at 4400 Blk. Denmark, Houston, Harris County, Texas.
97. Damage Prevention 027973: Tito's Plumbing enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 707 W. Highway 90, Dayton, Liberty County, Texas.
98. Damage Prevention 027990: City of Alpine Water Dept. enforcement action for violation of 16 TAC §18.11(b), at 307 S. Jackson (E. Ave. F), Alpine, Brewster County, Texas.
99. Damage Prevention 028239: Qiang Fu enforcement action for violation of 16 TAC §§18.3(a), 18.11(a) and 18.11(b), at 1115 Foxland Chase St., Sugar Land, Fort Bend County, Texas.
100. Damage Prevention 028249: City of Dallas enforcement action for violation of 16 TAC §§18.11(b) and 18.11(b), at 4614 Cedar Springs Rd. (Kings Rd.), Dallas, Dallas County, Texas.
101. Damage Prevention 028254: Womack Enterprises enforcement action for violation of 16 TAC §§18.11(b) and 18.11(b), at 1400 E. New Boston Rd, Nash, Bowie County, Texas.
102. Damage Prevention 028380: Texas Gas Service Company enforcement action for violation of 16 TAC §§18.11(a) and 18.8(a), at 10003 Woodhaven Dr. (Woodstock Dr.), Austin, Travis County, Texas.
103. Damage Prevention 028389: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 6805 Avenue P, Houston, Harris County, Texas.

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104. Damage Prevention 028396: Gulfshores Telecom enforcement action for violation of 16 TAC §§18.11(b) and 18.11(b), at 1451 Trent Rd. (Hwy. 380), Krum, Denton County, Texas.
105. Damage Prevention 028480: Level Check Foundation Repair enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 2522 Goldspring Lane, Spring, Harris County, Texas.
106. Damage Prevention 028494: Jose, Luz Torres enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 7915 Wolfield Ln., Houston, Harris County, Texas.
107. Damage Prevention 028501: C & L Underground Construction LLC enforcement action for violation of 16 TAC §18.11(b), at 1106 West Paris (South Yale), Marfa, Presidio County, Texas.
108. Damage Prevention 028525: Badeco, Inc. enforcement action for violation of 16 TAC §18.11(b), at Old Fredericksburg Road (IH 10), San Antonio, Bexar County, Texas.
109. Damage Prevention 028537: Centerpoint Energy (electric) enforcement action for violation of 16 TAC §§18.10(b) and 18.11(b), at 3900 Lowden St., Houston, Harris County, Texas.
110. Damage Prevention 028541: Commercial Consolidated Inc. enforcement action for violation of 16 TAC §§18.11(b) and 18.11(b), at Hildebrand (Devine), San Antonio, Bexar County, Texas.
111. Damage Prevention 028564: City of Houston enforcement action for violation of 16 TAC §§18.4(b) and 18.11(b), at 5215 Chenevert St., Houston, Harris County, Texas.
112. Damage Prevention 028648: Hassell Construction Co., Inc. enforcement action for violation of 16 TAC §§18.10(b) and 18.11(b), at 258 Golfview Drive (Belmont Drive), Richmond, Fort Bend County, Texas.
113. Damage Prevention 028691: COA - Austin Water Utility enforcement action for violation of 16 TAC §18.10(b), at 2100 La Casa Drive (Ann Arbor Ave.), Austin, Travis County, Texas.
114. Damage Prevention 028726: Sosa Electric enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 2219 Heatherwood Dr., Missouri City, Fort Bend County, Texas.
115. Damage Prevention 028762: Strike, L.L.C. enforcement action for violation of 16 TAC §18.11(b), at Hwy. 77, Kenedy, Karnes County, Texas.
116. Damage Prevention 028893: ConocoPhillips Company enforcement action for violation of 16 TAC §18.8(a), at CR 237 and FM 3192, Unknown, Live Oak County, Texas.
117. Damage Prevention 028955: Anderson Mill Fence, L.L.C. enforcement action for violation of 16 TAC §§18.11(b) and 18.11(b), at 5704 Chesterfield Ave. (W. Koenig Ln.), Austin, Travis County, Texas.
118. Damage Prevention 029029: American Electric Power enforcement action for violation of 16 TAC §18.11(b), at 2331 North Lillie (East 24th), San Angelo, Tom Green County, Texas.
119. Damage Prevention 029040: H&J Electric Company enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 806 Seaco Ct., Deer Park, Harris County, Texas.
120. Damage Prevention 029087: Mission Site Services, L.L.C. enforcement action for violation of 16 TAC §18.10(b), at Eldorado Pkwy. (Research Dr.), Frisco, Collin County, Texas.
121. Damage Prevention 029095: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 8001 Seville Dr. (Oak Knoll Dr.), North Richland Hills, Tarrant County, Texas.

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122. Damage Prevention 029098: Housley Group enforcement action for violation of 16 TAC §18.10(b), at 2735 Gold Rush Ln., Carrollton, Denton County, Texas.
123. Damage Prevention 029122: Sundown Tubing Testing enforcement action for violation of 16 TAC §§18.4(b) and 18.11(b), at FM 1787 & Hwy. 349 (Hwy. 349), Midland, Midland County, Texas.
124. Damage Prevention 029128: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at Lupton Lane (Bingle Rd.), Spring Valley, Harris County, Texas.
125. Damage Prevention 029156: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 204 Elm St. (Walnut St.), Atlanta, Cass County, Texas.
126. Damage Prevention 029165: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 5308 Winding Brook Dr. (Winding Brook Ct.), Dickinson, Galveston County, Texas.
127. Damage Prevention 029175: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 605 W. Campbell Rd., Linden, Cass County, Texas.
128. Damage Prevention 029182: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at Hirsch (Lynnfield), Houston, Harris County, Texas.
129. Damage Prevention 029193: Caddell Plumbing enforcement action for violation of 16 TAC §§18.10(b) and 18.11(b), at 13000 Hwy. 380 (Hwy. 720), Unknown, Denton County, Texas.
130. Damage Prevention 029207: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 12421 Settemont (Joan), Houston, Harris County, Texas.
131. Damage Prevention 029210: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.11(a), at 11639 Sagelink Dr., Houston, Harris County, Texas.
132. Damage Prevention 029217: ABC Home & Commercial Services enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 2805 Calaw Cv. (Trailview Mesa Dr.), Austin, Travis County, Texas.
133. Damage Prevention 029219: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 3600 Charwood Ct., Houston, Harris County, Texas.
134. Damage Prevention 029229: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at Hwy. 359 W., Laredo, Webb County, Texas.
135. Damage Prevention 029237: City of Plano enforcement action for violation of 16 TAC §§18.3(a) and 18.11(b), at 2808 Robin Pl. (Independence), Plano, Collin County, Texas.
136. Damage Prevention 029261: Coserv Gas, Ltd. enforcement action for violation of 16 TAC §18.8(a), at Stonebrook (west of Longhorn), Frisco, Denton County, Texas.
137. Damage Prevention 029292: MFC Contracting enforcement action for violation of 16 TAC §§18.11(b), 18.3(a) and 18.11(b), at 900 26th Street, Austin, Travis County, Texas.
138. Damage Prevention 029300: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 12848 Queensbury Ln., Houston, Harris County, Texas.
139. Damage Prevention 029304: City of Beaumont Water Utilities enforcement action for violation of 16 TAC §18.11(b), at 3345 Ruth Road (Avenue B), Beaumont, Jefferson County, Texas.

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140. Damage Prevention 029308: Texas Gas Service Company enforcement action for violation of 16 TAC §18.8(a), at 1701 N. Minnesota Avenue (Canyon St.), Brownsville, Cameron County, Texas.
141. Damage Prevention 029329: City of Rotan enforcement action for violation of 16 TAC §§18.11(b), 18.11(b) and 18.10(b), at 300 E. 7th (Florence), Rotan, Fisher County, Texas.
142. Damage Prevention 029332: Jefferson County Drainage District No. 6 enforcement action for violation of 16 TAC §18.11(b), at 3835 Buffalo St., Beaumont, Jefferson County, Texas.
143. Damage Prevention 029334: Severn Trent Services enforcement action for violation of 16 TAC §18.11(b), at 4507 Wickby St. (Willingale), Fulshear, Fort Bend County, Texas.
144. Damage Prevention 029342: City of Brenham enforcement action for violation of 16 TAC §18.8(a), at 801 Moonbeam Court (West Blue Bell), Brenham, Washington County, Texas.
145. Damage Prevention 029343: Texas Gas Service Company enforcement action for violation of 16 TAC §18.8(a), at 4775 Loma Del Sur (Gateway South), El Paso, El Paso County, Texas.
146. Damage Prevention 029351: Texas Gas Service Company enforcement action for violation of 16 TAC §18.8(a), at 11111 Stewart Rd. (Beall Lane), Galveston, Galveston County, Texas.
147. Damage Prevention 029357: Texas Gas Service Company enforcement action for violation of 16 TAC §18.8(a), at 1820 North Taylor Road (Expressway 83), McAllen, Hidalgo County, Texas.
148. Damage Prevention 029375: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 5607 Lodge Creek Dr. (Champions Forest Dr.), Houston, Harris County, Texas.
149. Damage Prevention 029378: Austin Pacesetter Construction, Ltd. enforcement action for violation of 16 TAC §§18.11(b) and 18.11(b), at 2606 Salado St. #401 (26th St.), Austin, Travis County, Texas.
150. Damage Prevention 029379: Texas Gas Service Company enforcement action for violation of 16 TAC §18.8(a), at 2606 Salado St. #401 (26th St.), Austin, Travis County, Texas.
151. Damage Prevention 029382: Texas Gas Service Company enforcement action for violation of 16 TAC §§18.8(a) and 18.11(b), at 7202 Bennett Ave. (E. St. Johns Ave.), Austin, Travis County, Texas.
152. Damage Prevention 029409: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 2415 Rosillos Peak Dr., Spring, Harris County, Texas.
153. Damage Prevention 029415: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 2350 FM 1092 Rd., Missouri City, Fort Bend County, Texas.
154. Damage Prevention 029416: Barry Plumbing Company enforcement action for violation of 16 TAC §§18.11(b) and 18.11(b), at 2350 FM 1092 Rd., Missouri City, Fort Bend County, Texas.
155. Damage Prevention 029422: City of Mount Pleasant enforcement action for violation of 16 TAC §18.10(b), at 306 E.1st (Lee), Mount Pleasant, Titus County, Texas.
156. Damage Prevention 029425: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 3903 Salvador St., Pasadena, Harris County, Texas.
157. Damage Prevention 029430: Hearn Co. enforcement action for violation of 16 TAC §§18.10(b) and 18.11(b), at West Blanco Road (North Main Street), Boerne, Kendall County, Texas.

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158. Damage Prevention 029434: Centerpoint Energy Entex enforcement action for violation of 16 TAC §§18.8(a), at 7600 Highway 69, Nederland, Jefferson County, Texas.
159. Damage Prevention 029436: MP Nexlevel Texas enforcement action for violation of 16 TAC §§18.10(b) and 18.11(b), at 900 Bunker Hill (Gaylord Dr.), Hedwig Village, Harris County, Texas.
160. Damage Prevention 029442: Fossil Creek Tree Farm enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 6551 Bay Hill Ct. (Saucon Valley Dr.), Fort Worth, Tarrant County, Texas.
161. Damage Prevention 029443: AEP-Texas enforcement action for violation of 16 TAC §§18.10(b) and 18.11(b), at 2200 Jacaman (Jacaman and Sinatra), Laredo, Webb County, Texas.
162. Damage Prevention 029445: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(b), at County Road 407, Angleton, Brazoria County, Texas.
163. Damage Prevention 029452: Little Big Inch Pipeline Company enforcement action for violation of 16 TAC §18.10(b), at 10625 Silver Cloud (Oates), El Paso, El Paso County, Texas.
164. Damage Prevention 029456: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(b), at 9634 Hearthwood Dr., Houston, Harris County, Texas.
165. Damage Prevention 029457: John Moore Plumbing enforcement action for violation of 16 TAC §§18.11(b) and 18.11(b), at 9634 Hearthwood Dr., Houston, Harris County, Texas.
166. Damage Prevention 029459: Landmark Electric enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 3319 Rosemary Trace Dr., Spring, Harris County, Texas.
167. Damage Prevention 029465: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 90 W. Wedgemere Cir., The Woodlands, Montgomery County, Texas.
168. Damage Prevention 029469: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 745 Marchmont, Houston, Harris County, Texas.
169. Damage Prevention 029476: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at Michigan St. and Winters Ave. (Michigan St.), Dallas, Dallas County, Texas.
170. Damage Prevention 029479: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 3721 Link Valley Dr., Houston, Harris County, Texas.
171. Damage Prevention 029481: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 9103 Rock Valley Dr., Houston, Fort Bend County, Texas.
172. Damage Prevention 029483: Coserv Gas, Ltd. enforcement action for violation of 16 TAC §18.8(a), at McCreary (McCreary & McWhirter), Murphy, Collin County, Texas.
173. Damage Prevention 029485: A&R Septic Tank Service enforcement action for violation of 16 TAC §§18.3(a) and 18.11(b), at 5513 Kitty Hawk, Corpus Christi, Nueces County, Texas.
174. Damage Prevention 029501: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 4436 Overton Crest, Fort Worth, Tarrant County, Texas.
175. Damage Prevention 029504: City of Beaumont Water Utilities enforcement action for violation of 16 TAC §§18.10(b) and 18.11(b), at 2000 Tulane Street, Beaumont, Jefferson County, Texas.

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176. Damage Prevention 029514: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 523 N. Elm (Congress), Denton, Denton County, Texas.
177. Damage Prevention 029515: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 208 Frisco St. (Baker St.), Cumby, Hopkins County, Texas.
178. Damage Prevention 029523: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 4469 Dallas St., Beaumont, Jefferson County, Texas.
179. Damage Prevention 029524: Jefferson County Drainage District No. 6 enforcement action for violation of 16 TAC §§18.11(b) and 18.11(b), at 4469 Dallas St., Beaumont, Jefferson County, Texas.
180. Damage Prevention 029525: M K Constructors enforcement action for violation of 16 TAC §§18.4(b), 18.11(b) and 18.11(b), at 8712 Beauxart Garden Rd., Beaumont, Jefferson County, Texas.
181. Damage Prevention 029532: United Directional Drilling enforcement action for violation of 16 TAC §§18.10(b), 18.11(b) and 18.11(b), at 117 Alvarez Court (Paredes Line Road), Los Fresnos, Cameron County, Texas.
182. Damage Prevention 029556: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(b), at 219 Exchange Pl. (Green Leaf), Allen, Collin County, Texas.
183. Damage Prevention 029565: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 2507 Royal Ln. (Reeder), Dallas, Dallas County, Texas.
184. Damage Prevention 029581: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at Royal (Harry Hines), Dallas, Dallas County, Texas.
185. Damage Prevention 029592: Boots Smith Oilfield Services, L.L.C. enforcement action for violation of 16 TAC §18.11(b), at Joplin Road and Henderson Ranch Road, Joplin, Jack County, Texas.
186. Damage Prevention 029596: Chevron U. S. A. Inc. enforcement action for violation of 16 TAC §§18.8(a) and 18.11(a), at FM 301 & Mineral Road, Sundown, Hockley County, Texas.
187. Damage Prevention 029603: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 101 S. Lee St. (O'buch), Unknown, Cooke County, Texas.
188. Damage Prevention 029604: Cody Pools enforcement action for violation of 16 TAC §§18.3(e), 18.10(b), 18.11(b) and 18.11(b), at 4901 Holt St., Bellaire, Harris County, Texas.
189. Damage Prevention 029612: Housley Communication enforcement action for violation of 16 TAC §18.3(e), at US Hwy. 60 (Harley Davidson Dr.), Miami, Roberts County, Texas.
190. Damage Prevention 029613: West Texas Gas, Inc. enforcement action for violation of 16 TAC §18.8(a), at US Hwy. 60 (Harley Davidson Dr.), Miami, Roberts County, Texas.
191. Damage Prevention 029631: Griffin Fence Company enforcement action for violation of 16 TAC §§18.10(b) and 18.11(b), at 9926 Elm Meadow Trail (Sable Meadow), Houston, Harris County, Texas.
192. Damage Prevention 029641: Cherokee Contracting enforcement action for violation of 16 TAC §§18.10(b), 18.11(b) and 18.11(b), at 1681 River Road (Herff Ranch Blvd.), Boerne, Kendall County, Texas.
193. Damage Prevention 029656: Watts Underground enforcement action for violation of 16 TAC §18.11(b), at 18554 Carousel Creek Ct, Cypress, Harris County, Texas.

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194. Damage Prevention 029660: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 2319 Stark (Meadowbrook), Fort Worth, Tarrant County, Texas.
195. Damage Prevention 029663: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 3906 Jackson Dr. (Charleston), Garland, Dallas County, Texas.
196. Damage Prevention 029666: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 4921 Holiday Ln. - Afternoon (Karen), Unknown, Tarrant County, Texas.
197. Damage Prevention 029670: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(b), at 1219 S. Nursery Rd., Irving, Dallas County, Texas.
198. Damage Prevention 029682: Crostex Construction, Inc. enforcement action for violation of 16 TAC §§18.11(b) and 18.11(b), at 518 Baker Cir., Liberty, Liberty County, Texas.
199. Damage Prevention 029683: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 1555 High Point Drive (Forney Road), Mesquite, Dallas County, Texas.
200. Damage Prevention 029691: Cash Construction Company enforcement action for violation of 16 TAC §§18.10(b) and 18.11(b), at 1502 Chisholm Trail (South Industrial Blvd.), Round Rock, Williamson County, Texas.
201. Damage Prevention 029693: SJ Louis Construction of Texas enforcement action for violation of 16 TAC §18.10(b), at 5100 Tennyson Pkwy. (Windcrest Dr.), Plano, Collin County, Texas.
202. Damage Prevention 029699: City of Texarkana, Texas Public Works enforcement action for violation of 16 TAC §§18.3(a) and 18.11(b), at 6412 Lakeridge Drive (Forest Lake and Lakeridge), Texarkana, Bowie County, Texas.
203. Damage Prevention 029704: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 902 S. Peak (Perry St.), Dallas, Dallas County, Texas.
204. Damage Prevention 029716: Tutor Electrical Services enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 10425 N. Central Expy., Dallas, Dallas County, Texas.
205. Damage Prevention 029756: City of Nixon enforcement action for violation of 16 TAC §18.11(b), at 402 East 2nd Street (North Franklin Street), Nixon, Gonzales County, Texas.
206. Damage Prevention 029803: Standard Utility Construction, Inc. enforcement action for violation of 16 TAC §§18.3(a) and 18.11(b), at 2359 Crest Point Place (Mountainwood), Frisco, Denton County, Texas.
207. Damage Prevention 029809: D&D Excavation & Sitework enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 1300 W. Bridge St., New Braunfels, Comal County, Texas.

ADMINISTRATIVE MATTERS

EXECUTIVE OFFICE

208. Issues regarding operations in the Barnett, Eagle Ford, and other shale trends.
No update was given.

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209. Issues related to the management and operation of the agency, and personnel matters. No update was given.

OIL AND GAS DIVISION

210. Approval of an extended service contract for plugging wells with state funds: Requisition Number 455-14-0610, for twelve (12) wells in Gregg County, District 6E; estimated value \$343,050.00. The Commission unanimously approved staff's recommendation

211. Proposed revision of Form CF-1, Commercial Facility Bond, and Form W-15, Cementing Report. The Commission unanimously approved staff's recommendation

COMMISSIONERS

Chairman Smitherman

212. Pending and/or contemplated litigation, rulemakings, and other actions initiated by or involving the U.S. Environmental Protection Agency, U.S. Department of Interior, U.S. Department of Transportation, and other federal agencies that may impact the State of Texas, including, but not limited to, the energy, pipeline, and natural resource industries. The Commission received an update from General Counsel Lindil Fowler.

EXECUTIVE SESSION

213. The Commission may enter in to closed Executive Session for discussion and consideration of items posted on this agenda notice which involve: (a) pending or contemplated litigation matters or settlement offers requiring consultation with or advice from the Commission's attorney, pursuant to Texas Government Code §551.071(1); (b) a matter in which the duty of the Commission's attorney to the Commission under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with Chapter 551 of the Texas Government Code, pursuant to Texas Government Code §551.071(2); (c) a negotiated contract for a prospective gift or donation to the State or to the Commission, pursuant to Texas Government Code §551.073; (d) personnel matters, including the appointment, employment, or dismissal of a public officer or employee, pursuant to Texas Government Code §551.074; (e) security matters related to the deployment of, or specific occasions for the implementation of, security personnel or devices, pursuant to Texas Government Code §551.076; or (f) other matters as permitted pursuant to Chapter 551 of the Texas Government Code. The Commission may reconvene following Executive Session for discussion of items considered in closed session and to take any final actions or vote on such matters in accordance with Texas Government Code §551.102. The Commission passed on this item.

PUBLIC INPUT

214. The Commission will provide an opportunity for general public input on any matter under the jurisdiction of the Commission, in accordance with the policy adopted on September 7, 2005.

The conference was adjourned at 10:16 a.m.