

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

January 21, 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, January 21, 2014, commencing at 9:36 a.m. Chairman Barry T. Smitherman, Commissioner David Porter and Commissioner Christi Craddick were present. Chairman Smitherman presided.

HEARINGS DIVISION

GAS SERVICES

1. GUD No. 10323: Statement of intent filed by Greenlight Gas to increase gas distribution rates within its unincorporated service area.
The Commission unanimously approved the examiners recommendation.

SURFACE MINING AND RECLAMATION

2. Docket No. C13-0005-SC-01-F: Alcoa Inc. for Phase III release of reclamation obligations for 183.2 acres within Permit No. 1F, Sandow Mine, Milam and Lee Counties, Texas.
The Commission unanimously approved the examiners recommendation.

OIL AND GAS

3. O&G 01-0285614: Access MLP Operating, L.L.C. to construct and operate a hydrogen sulfide gas pipeline, Whitetail Dilley Interconnect, Zavala County, Texas.
The Commission unanimously approved the examiners recommendation.
4. O&G 7C-0284130: RBD Group, L.L.C., for commercial disposal authority pursuant to 16 TAC §3.46 for a permit to dispose of oil and gas waste by injection into a porous formation productive of oil or gas, for the Mack Siegenthaler SWD Lease, Well No. 1, Weger (San Andres) Field, Crockett County, Texas.
The Commission unanimously approved the examiners recommendation.
5. O&G 01-0280541: Atascosa Disposal Well Svcs, L.L.C. for commercial disposal authority pursuant to 16 TAC §3.9 for the Meeks SWD Lease, Well No. 1, Fashing (Edwards Lime -B-) Field, Atascosa County, Texas.
The Commission passed on this item.

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6. O&G 10-0275277: Questa Energy Corporation to amend field rules for the Panhandle, West Field, Carson, Gray, Hartley, Hutchinson, Moore, Oldham and Potter Counties, Texas. The Commission unanimously approved the examiners recommendation.
7. O&G 0279993: Chesapeake Operating, Inc. for an exception to 16 TAC §3.37 for the Little Bear A Lease, Well No. 3H, Newark, East (Barnett Shale) Field, Tarrant County, Texas. The Commission unanimously approved the examiners recommendation.
8. O&G 7B-0280369: US. Fuels, Inc. to supercede the Final Orders issued in Docket No. 7B-0276424 requiring the plugging of the Barnes, P.H. (25394) Lease, Well Nos. 1 and 13A, and in Docket No. 7B-0274801 requiring the plugging of the P.H. Barnes (08680) Lease, Well Nos. 1, 2, 6, 7, 10, 11C, and 12CB, Brown County Regular Field, Brown County, Texas, and to enable US. Fuels, Inc. to become the operator of record for those wells. The Commission unanimously approved the examiners recommendation.
9. O&G 06-0276911: Commission-called hearing on the complaint of Debra Christian that Acirema Corporation does not hold a good faith claim to operate the Barnes, Jettie (07225) lease in Gregg County, Texas. The Commission unanimously approved the examiners recommendation.
10. O&G 20-0284982: In Re: P-5 Organization Report of Co Energy (Operator No. 161428). The Commission unanimously approved the examiners recommendation.
11. O&G 20-0284987: In Re: P-5 Organization Report of Golden Specialties Oil & Gas (Operator No. 313070). The Commission unanimously approved the examiners recommendation.
12. O&G 20-0284995: In Re: P-5 Organization Report of Janssen, Nelson (Operator No. 429850). The Commission unanimously approved the examiners recommendation.
13. O&G 20-0285016: In Re: P-5 Organization Report of Western Assets Management, Inc. (Operator No. 911807). The Commission unanimously approved the examiners recommendation.

OIL AND GAS CONSENT AGENDA

The Commission unanimously approved the following consent agenda:
The Commission passed on item # 26.

14. O&G 01-0284498: BHP Billiton Pet (TXLA OP) CO to amend field rules for the Hawkville (Eagle Ford Shale) Field, Dimmit, LaSalle, McMullen, and Webb Counties, Texas. Order Nunc Pro Tunc.
15. O&G 08-0285414: Sheridan Production Company, L.L.C. to adopt field rules for the Caprito (Delaware Middle) Field, Ward County, Texas. Order Nunc Pro Tunc.
16. O&G 05-0284138: Valence Operating Company to amend field rules for the Ardis & Leggett (Paluxy) Field, Hopkins County, Texas.

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17. O&G 04-0284140: EOG Resources, Inc. to consolidate the T-C-B, E. (Vicksburg, Lower) Field into the T-C-B (VXBG Consolidated) Field, Kleberg County, Texas.
18. O&G 08-0283386: Legacy Reserves Operating Lp for an exception to 16 TAC §3.32 for the University Consolidated XIII Tank Battery, Magutex (Devonian) Field, Andrews County, Texas.
19. O&G 01-0283901: Commission-called hearing on the complaint of Betty Jo Pierce that Eagle Ford Oil Co., Inc. does not have a good faith claim to the right to operate the Leyendecker, R.F. "A" (02203) and Leyendecker, R.F. -B- (01123) Leases, Luling-Branyon Field, Caldwell County, Texas.
20. O&G 20-0284989: In Re: P-5 Organization Report of Gulfstar Properties, Inc. (Operator No. 338735).
21. O&G 20-0285685: In Re: P-5 Organization Report of Cooper Six C Oil, L.L.C. (Operator No. 175108).
22. O&G 20-0285692: In Re: P-5 Organization Report of Loma Oil Company (Operator No. 506090).
23. O&G 20-0285700: In Re: P-5 Organization Report of 21st Fox Energy Texas, Inc. (Operator No. 954960).
24. O & G 8A-0286473: Occidental Permian, LTD. for authority pursuant to 16 TAC §3.50 to approve or certify an EOR project for a 640-acre portion of the Cogdell Canyon Reef Unit (#08325), Cogdell (Area) (19346 142) Field, Scurry County, Texas.
25. O & G 08-0285167: Railroad Commission District 08, Commission-called review of temporary field rules for the Thunderbird (Strawn) (89818700) field, Pecos County, Texas.
26. 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.
The Commission passed on this item.

RULE 15 INACTIVE WELL ITEMS

The Commission approved the following inactive well items:

The Commission passed on items # 46 & # 50.

Items #31, #44, #47, #49 & # 54 came into compliance which needed no action.

27. O&G 20-0284991: In Re: P-5 Organization Report of High Sky Partners, L.L.C. (Operator No. 385767).
28. O&G 20-0286518: In Re: P-5 Organization Report of Bengal Petroleum USA, L.L.C. (Operator No. 064275).
29. O&G 20-0286519: In Re: P-5 Organization Report of BHB Operating, Inc. (Operator No. 068580).

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30. O&G 20-0286520: In Re: P-5 Organization Report of Big Run Production Company (Operator No. 070370).

31. O&G 20-0286521: In Re: P-5 Organization Report of Bustamante Oil Company (Operator No. 112685).

Came into compliance. No action needed.

32. O&G 20-0286522: In Re: P-5 Organization Report of Creek Swab. & Roust. Ser., Inc. (Operator No. 188578).

33. O&G 20-0286523: In Re: P-5 Organization Report of DP Well Works I, L.L.C. (Operator No. 227785).

34. O&G 20-0286524: In Re: P-5 Organization Report of Embassy Well Service, L.L.C. (Operator No. 250943).

35. O&G 20-0286525: In Re: P-5 Organization Report of Energy Equity Company (Operator No. 252009).

36. O&G 20-0286526: In Re: P-5 Organization Report of Foothill Energy, L.L.C. (Operator No. 275368).

37. O&G 20-0286527: In Re: P-5 Organization Report of Genesis Well Service (Operator No. 300210).

38. O&G 20-0286528: In Re: P-5 Organization Report of Huntland Properties, Ltd. (Operator No. 419401).

39. O&G 20-0286529: In Re: P-5 Organization Report of J & J Well Service, Inc. (Operator No. 427433).

40. O&G 20-0286530: In Re: P-5 Organization Report of Jackson Investments (Operator No. 429313).

41. O&G 20-0286531: In Re: P-5 Organization Report of KTR Management Company, L.L.C. (Operator No. 448983).

42. O&G 20-0286532: In Re: P-5 Organization Report of Kids Future, L.L.C. (Operator No. 459167).

43. O&G 20-0286533: In Re: P-5 Organization Report of L.O.G. Energy Exploration, Ltd. (Operator No. 480181).

44. O&G 20-0286534: In Re: P-5 Organization Report of McClellan, James (Operator No. 540272).

Came into compliance. No action needed.

45. O&G 20-0286535: In Re: P-5 Organization Report of Midwestern Energy (Operator No. 566592).

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46. O&G 20-0286536: In Re: P-5 Organization Report of Paradigm Petroleum Corporation (Operator No. 638916).

The Commission passed on this item.

47. O&G 20-0286537: In Re: P-5 Organization Report of Petrosand Energy, Inc. (Operator No. 660031).

Came into compliance. No action needed.

48. O&G 20-0286538: In Re: P-5 Organization Report of Property Development Group, Inc. (Operator No. 681459).

49. O&G 20-0286539: In Re: P-5 Organization Report of Ray Jr. Co., Inc. (Operator No. 695238).

Came into compliance. No action needed.

50. O&G 20-0286540: In Re: P-5 Organization Report of Sandridge Onshore, L.L.C. (Operator No. 748007).

The Commission passed on this item.

51. O&G 20-0286541: In Re: P-5 Organization Report of Southlake Operating, L.L.C. (Operator No. 805563).

52. O&G 20-0286542: In Re: P-5 Organization Report of Southwest Gathering Company (Operator No. 806193).

53. O&G 20-0286543: In Re: P-5 Organization Report of TKP Petroleum, Inc. (Operator No. 860891).

54. O&G 20-0286544: In Re: P-5 Organization Report of US. Fuels, Inc. (Operator No. 879264).

Came into compliance. No action needed.

55. O&G 20-0286545: In Re: P-5 Organization Report of Woodlands Oil and Gas, Inc. (Operator No. 938285).

OFFICE OF GENERAL COUNSEL

AGREED ENFORCEMENT ORDERS

The Commission unanimously approved the following agreed enforcement orders:

The Commission passed on item # 56.

56. O&G 01-0285019: BHP Billiton Pet. (TXLA OP) (Operator No. 068596) a/k/a Petrohawk Operating Company (Operator No. 660146) enforcement action regarding the Zgabay A - Hansen B Leases, drilling pad site, Eagleville (Eagle Ford-2) Field, De Witt County, Texas. Violation of 16 TAC §3.8(b).

The Commission passed on this item.

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57. O&G 01-0276028: Texowa, L.L.C. (Operator No. 850822) enforcement action regarding the Coffield Unit Lease, Well No. 2 (RRC No. 114750), Blakeway (Dixon Sand) Field, Dimmit County, Texas. Violation of 16 TAC §3.14(b)(2).
58. O&G 01-0276029: Texowa, L.L.C. (Operator No. 850822) enforcement action regarding the Tumlinson Unit #8 (10607) Lease, Well No. 2, Blakeway (Dixon Sand) Field, Dimmit County, Texas. Violation of 16 TAC §3.14(b)(2).
59. O&G 7B-0268154: Skybridge Energy, L.L.C. (Operator No. 786419) enforcement action regarding the Smith, A.L. Lease, Well No. 2 (RRC No. 117474), Byrnes (Duffer) Field, Erath County, Texas. Violation of 16 TAC §3.14(b)(2).
60. O&G 04-0275207: Prevail Energy, Incorporated (Operator No. 681711) enforcement action regarding the Sharp, A. A. Lease, Well No. 6 (RRC No. 010290), Falfurrias (Garza) Field, Jim Wells County, Texas. Violation of 16 TAC §§3.3(3), 3.14(b)(2) & 3.14(b)(3).
61. O&G 06-0284655: Southwest Operating, Inc. - Tyler (Operator No. 806415) enforcement action regarding the Taylor Heirs (00865) Lease, Well Nos. 1 & 4D, Manziel Field and the Reynolds, W. L. (05901) Lease, Well Nos. 1 & 1H, Manziel (Sub-Clarksville) Field, Wood County, Texas. Violation of 16 TAC §3.8(d)(1).
62. O&G 7B-0261128: Roco Petroleum, Inc. (Operator No. 723552) enforcement action regarding the Noodle Creek Unit (24617) Lease, Well Nos. 12, 13, 21, 22, 31, 41, 51, 52, 53, 61, 62, 63 & 71, Jones County Regular Field, Jones County, Texas. Violation of 16 TAC §§3.14(b)(2), 3.14(b)(3) & 3.46(j).
63. O&G 7B-0282134: Clavo Oil, L.L.C. (Operator No. 158307) enforcement action regarding the Green, Ray 2295 Lease, Well No. 104 (Permit No. 685831), Callahan County Regular Field, Callahan County, Texas. Violation of 16 TAC §§3.14(b)(2) & 3.16(b).
64. O&G 7B-0283177: Sequoia Natural Gas, Inc. (Operator No. 767543) enforcement action regarding the Perkins (13631) Lease, Well Nos. 1 & 2, Foster (Marble Falls) Field, Eastland County, Texas. Violation of 16 TAC §§3.3, 3.8(d)(1), 3.46(j) & 3.73(i).
65. O&G 08-0282682: Mayden's Oilfld Maint Srvs., Inc. (Operator No. 535525) enforcement action regarding the Mayden's Maintenance Yard, Midland County, Texas. Violation of 16 TAC §4.611.
66. O&G 08-0285859: Athlon Energy Operating, L.L.C. (Operator No. 036047) enforcement action regarding the Calverley Lease, Well No. 3R (P770420), Spraberry (Trend Area) Field, Glasscock County, Texas. Violation of 16 TAC §3.5(c).
67. O&G 09-0285597: Fraco Services, Inc. (Operator No. 282626) enforcement action regarding the Staley-Beach (05380) Lease, Well Nos. 37, 41, 51, 66A, 67, 70 & 74, Wichita County Regular Field, Wichita County, Texas. Violation of 16 TAC §3.73(i).
68. O&G 09-0285598: Acadia Oil, L.L.C. (Operator No. 003312) enforcement action regarding the Burnett -QQ-(19769) Lease, Well No. 2, Wichita County Regular Field, Wichita County, Texas. Violation of 16 TAC §3.46(a).

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69. O&G 09-0285601: Kincaid et al., Inc. (Operator No. 463283) enforcement action regarding the Waggoner -J- (05573) Lease, Well No. 42, Wichita County Regular Field, Wichita County, Texas. Violation of 16 TAC §3.46(a).
70. O&G 09-0285603: McCutchin Petroleum Corporation (Operator No. 544550) enforcement action regarding the Moser, Jeff (30169) Lease, Well No. 2, Alvord (Strawn 2975) Field, Wise County, Texas. Violation of 16 TAC §3.9(11)(D).
71. O&G 09-0285606: Shrader Operating (Operator No. 75600) enforcement action regarding the Heiserman, Ed Lease, Well No. 19 (P751822), Wichita County Regular Field, Wichita County, Texas. Violation of 16 TAC §3.13(b)(2)(G).
72. LP-Gas 2445: Ferrellgas, L.P. (License No. 09280) enforcement action regarding Sandell Westbrook Park LTD, Brookshire, Waller County, Texas. Violation of 16 TAC §9.135.
73. LP-Gas 2465: Ferrellgas, L.P. (License No. 09280) enforcement action regarding Rancho Sienna (Modus Texas LLC), Georgetown, Williamson County, Texas. Violation of 16 TAC §9.101(b)(1).
74. LP-Gas 2475: Suburban Propane, L.P. (License No. 19525) enforcement action regarding the Baker Tank Co, 100 Hwy. 64 E. Arp, Smith County, Texas. Violation of 16 TAC §9.401.
75. GUD 10230: City of Cotulla (Company ID No. 94) enforcement action regarding City of Cotulla Distribution System (System ID No. 710177), Cotulla, La Salle County, Texas. Violation of 49 CFR 192.721(a) & 49 CFR 805(b).
76. GUD 10255: City of Waller (Company ID No. 0436) enforcement action regarding the System of Company ID No. 0436, Waller, Waller County, Texas. Violation of 49 CFR 192.1005.
77. Damage Prevention 007213: Rene Pasena Plumbing enforcement action for violation of 16 TAC §18.11(b), at 3108 Boardwalk (Ventor), Midland, Midland County, Texas.
78. Damage Prevention 008034: US Builders enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 850 Barnes (Hwy. 35), San Marcos, Hays County, Texas.
79. Damage Prevention 008366: Atlas Construction enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 7735 Mockingbird Ln. (Tupelo Ln.), San Antonio, Bexar County, Texas.
80. Damage Prevention 008452: Cambridge Construction enforcement action for violation of 16 TAC §§18.4(b), 18.11(b) and 18.11(b), at 1851 Stemmons Fwy. (Loop 288), Denton, Denton County, Texas.
81. Damage Prevention 023570: San Antonio Water System enforcement action for violation of 16 TAC §18.11(b), at 235 Cravens (Goliad), San Antonio, Bexar County, Texas.
82. Damage Prevention 024407: Hood Communications enforcement action for violation of 16 TAC §§18.10(b) and 18.11(b), at 4114 Desert Gold (Wild Plum), San Antonio, Bexar County, Texas.

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83. Damage Prevention 024568: Hood Communications enforcement action for violation of 16 TAC §§18.10(b) and 18.11(b), at 13043 Remuda Terrace (Remuda Ranch), San Antonio, Bexar County, Texas.
84. Damage Prevention 025850: Houston Party and Event enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 2307 Shady Cove Ct., Brazoria, Brazoria County, Texas.
85. Damage Prevention 026033: Price Wagener Services, L.L.C. enforcement action for violation of 16 TAC §§18.3(a) and 18.11(b), at 1126 Banks St., Houston, Harris County, Texas.
86. Damage Prevention 026587: Waco Paving enforcement action for violation of 16 TAC §§18.3(e), 18.11(b) and 18.11(b), at 615 N. 20th St. (Fort Ave.), Waco, McLennan County, Texas.
87. Damage Prevention 026607: Thomas H. Overstreet, Inc. enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 3303 Nottingham St., Houston, Harris County, Texas.
88. Damage Prevention 026767: A D B Utility Contractors enforcement action for violation of 16 TAC §18.11(b), at intersection of Hwy. 67 & Hwy. 1176 (Wallis), Santa Anna, Coleman County, Texas.
89. Damage Prevention 026848: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 911 Sheldon Rd., Channelview, Harris County, Texas.
90. Damage Prevention 026889: Grayco Communications enforcement action for violation of 16 TAC §18.11(b), at 1330 Kappa St. (Strawberry Rd.), Pasadena, Harris County, Texas.
91. Damage Prevention 026948: City of Galveston - Public Works Dept. enforcement action for violation of 16 TAC §18.11(b), at 1912 55th St. (55th & Ave. P), Galveston, Galveston County, Texas.
92. Damage Prevention 027008: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 2811 Market (New York), Laredo, Webb County, Texas.
93. Damage Prevention 027121: Sargent Plumbing Co., Inc. enforcement action for violation of 16 TAC §18.3(a), 18.11(b) and 18.11(b), at 3910 Spring Stuebner Rd., Spring, Harris County, Texas.
94. Damage Prevention 027308: Ag2m, L.L.C. enforcement action for violation of 16 TAC §§18.11(b) and 18.11(b), at Cooley (Fresno), El Paso, El Paso County, Texas.
95. Damage Prevention 027333: B and D Contractors enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 5200 Morningside Dr., Houston, Harris County, Texas.

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96. Damage Prevention 027349: HR Vankirk Electric enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 4030 N. Central Epwy., Dallas, Dallas County, Texas.
97. Damage Prevention 027359: City of La Porte enforcement action for violation of 16 TAC §§18.10(b) and 18.11(b), at 425 South Idaho (East "D" St.), La Porte, Harris County, Texas.
98. Damage Prevention 027373: A G - Meier Industries, L.L.C. enforcement action for violation of 16 TAC §§18.11(b) and 18.11(b), at 709 Mary Jane St., Belton, Bell County, Texas.
99. Damage Prevention 027378: Scott Wampler Construction enforcement action for violation of 16 TAC §18.11(b), at 1009 W. 3rd St. (Bugbee), Clarendon, Donley County, Texas.
100. Damage Prevention 027391: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at Dalton (Idyllwood), Bridge City, Orange County, Texas.
101. Damage Prevention 027394: Grayco Communications enforcement action for violation of 16 TAC §18.11(b), at 10927 Barker Cypress Rd. (Riata Trace Ln.), Cypress, Harris County, Texas.
102. Damage Prevention 027428: Webber, L.L.C. enforcement action for violation of 16 TAC §18.11(b), at 3499 W. Vickery Blvd. (Kimzey St.), Fort Worth, Tarrant County, Texas.
103. Damage Prevention 027429: Grayco Communication enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 20700 Blk. Gulf Fwy., Webster, Harris County, Texas.
104. Damage Prevention 027447: Willbros T&D enforcement action for violation of 16 TAC §18.10(b), at 8301 FM 407 (Terracina), Double Oak, Denton County, Texas.
105. Damage Prevention 027464: Bill Higley enforcement action for violation of 16 TAC §18.11(b), at 2279 Spring Cypress (Louetta Glen), Spring, Harris County, Texas.
106. Damage Prevention 027484: City of Beaumont Water Utilities enforcement action for violation of 16 TAC §§18.3(e) and 18.11(b), at 4055 El Paso St., Beaumont, Jefferson County, Texas.
107. Damage Prevention 027492: City of Cockrell Hill enforcement action for violation of 16 TAC §18.11(b), at 505 Rosemary Ln. (Garfield), Dallas, Dallas County, Texas.
108. Damage Prevention 027494: City of Ft. Worth Water Dept. enforcement action for violation of 16 TAC §18.10(b), at 2841 Ave. G, Fort Worth, Tarrant County, Texas.
109. Damage Prevention 027533: City of San Angelo enforcement action for violation of 16 TAC §§18.11(b) and 18.11(b), at 105 W. 12th, San Angelo, Tom Green County, Texas.
110. Damage Prevention 027539: Chy Do Lee enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 3320 K Ave. (Parker Rd.), Plano, Collin County, Texas.

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111. Damage Prevention 027540: City of Dallas enforcement action for violation of 16 TAC §§18.10(b) and 18.11(b), at 1000 S. Carroll Ave. (Bute), Dallas, Dallas County, Texas.
112. Damage Prevention 027562: City of Henderson enforcement action for violation of 16 TAC §§18.10(b) and 18.11(b), at 311 Overton St. (N. Van Buren), Henderson, Rusk County, Texas.
113. Damage Prevention 027585: ATCI enforcement action for violation of 16 TAC §§18.11(b) and 18.11(b), at 3389 FM 1187, Fort Worth, Tarrant County, Texas.
114. Damage Prevention 027589: City of Electra enforcement action for violation of 16 TAC §18.10(b), at 204 E. Washington (N. Electra), Electra, Wichita County, Texas.
115. Damage Prevention 027606: Sign Doctor, Inc. enforcement action for violation of 16 TAC §§18.11(b) and 18.11(b), at 1011 S. Main St., Lumberton, Hardin County, Texas.
116. Damage Prevention 027609: Henkels & McCoy enforcement action for violation of 16 TAC §§18.3(e) and 18.11(b), at Carter Dr. (Trinty Mills Rd., SH 190 westbound service rd.), Carrollton, Denton County, Texas.
117. Damage Prevention 027611: Willbros T&D enforcement action for violation of 16 TAC §18.10(b), at 516 Madrone Tr. (Persimmon Tr.), Forney, Kaufman County, Texas.
118. Damage Prevention 027619: East Texas Bridge, Inc. enforcement action for violation of 16 TAC §§18.10(b) and 18.11(b), at 401 Freeman St. (Short St.), Mineola, Wood County, Texas.
119. Damage Prevention 027639: Dennis Williams, Inc. enforcement action for violation of 16 TAC §§18.4(b), 18.11(b) and 18.11(b), at 1637 Branard St., Houston, Harris County, Texas.
120. Damage Prevention 027651: Caprock Utility Services enforcement action for violation of 16 TAC §18.11(b), at 1323 N.W. McMasters (N.W. 14th), Amarillo, Potter County, Texas.
121. Damage Prevention 027656: CPS Energy enforcement action for violation of 16 TAC §18.8(a), at 1801 Broadway (Grayson), San Antonio, Bexar County, Texas.
122. Damage Prevention 027682: Clearpave, L.L.C. enforcement action for violation of 16 TAC §§18.3(a) and 18.11(b), at Driftwood Shores Ct. (Concho Creek Ln.), Cypress, Harris County, Texas.
123. Damage Prevention 027683: City of Pflugerville enforcement action for violation of 16 TAC §§18.3(a) and 18.11(b), at 500 Block of Pigeon Forge Rd. (Sage Boot Dr.), Pflugerville, Travis County, Texas.
124. Damage Prevention 027688: D.M. Collins Plumbing enforcement action for violation of 16 TAC §§18.3(a) and 18.11(b), at 604 Linkwood (Forest View St.), Friendswood, Galveston County, Texas.

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125. Damage Prevention 027689: Abco Builders, Inc. enforcement action for violation of 16 TAC §§18.3(a) and 18.11(b), at 2627 Faudree (Faudree Rd. / Business 20), Odessa, Midland County, Texas.

126. Damage Prevention 027692: Town of Flower Mound enforcement action for violation of 16 TAC §§18.3(a) and 18.11(b), at 2120 Bennington, Flower Mound, Denton County, Texas.

127. Damage Prevention 027693: Wolff Construction, L.P. enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 19638 Stone Oak Pkwy. (Arrow Hill), San Antonio, Bexar County, Texas.

128. Damage Prevention 027699: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 733 Alexander (Wilson), Denton, Denton County, Texas.

129. Damage Prevention 027703: City of Mineral Wells enforcement action for violation of 16 TAC §18.11(b), at 400 S.W. 8th St. (S.W. 3rd Ave.), Mineral Wells, Palo Pinto County, Texas.

130. Damage Prevention 027707: Capps-Capco Construction enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 1814 Roseland Blvd., Tyler, Smith County, Texas.

131. Damage Prevention 027713: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 7613 Shadyvilla Ln., Houston, Harris County, Texas.

132. Damage Prevention 027721: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 2904 Canyon Creek, Sherman, Grayson County, Texas.

133. Damage Prevention 027723: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at E. Main St. at Houston St., Coppell, Dallas County, Texas.

134. Damage Prevention 027724: Bartel Trucking enforcement action for violation of 16 TAC §§18.11(b) and 18.11(b), at E. Main St. at Houston St., Coppell, Dallas County, Texas.

135. Damage Prevention 027726: Garland Power & Light enforcement action for violation of 16 TAC §§18.10(b) and 18.11(b), at Shiloh (Maple), Garland, Dallas County, Texas.

136. Damage Prevention 027729: Sullivan Land Services, Ltd. enforcement action for violation of 16 TAC §§18.11(b) and 18.11(b), at 4202 Liberty Rd., Houston, Harris County, Texas.

137. Damage Prevention 027730: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 4202 Liberty Rd., Houston, Harris County, Texas.

138. Damage Prevention 027735: Telecom Staffing, L.L.C. enforcement action for violation of 16 TAC §§18.3(a) and 18.11(b), at 22239 Madison Park (Russell Park), San Antonio, Bexar County, Texas.

139. Damage Prevention 027741: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 7551 N.E. Loop 820 (Short), Unknown, Tarrant County, Texas.

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140. Damage Prevention 027743: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 4901 Copper Cove (E. Seeton Rd.), Mansfield, Tarrant County, Texas.
141. Damage Prevention 027744: San Antonio Water System enforcement action for violation of 16 TAC §§18.10(b) and 18.11(b), at 211 Wahrmund (Russi), San Antonio, Bexar County, Texas.
142. Damage Prevention 027746: CPS Energy enforcement action for violation of 16 TAC §18.11(b), at 16518 Front Royal (Martins Ferry), San Antonio, Bexar County, Texas.
143. Damage Prevention 027748: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 1302 E. Collin (Frey), Corsicana, Navarro County, Texas.
144. Damage Prevention 027749: City of Corsicana enforcement action for violation of 16 TAC §18.11(b), at 1302 E. Collin (Frey), Corsicana, Navarro County, Texas.
145. Damage Prevention 027751: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 809 S. King St., Alice, Jim Wells County, Texas.
146. Damage Prevention 027753: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 3013 Live Oak, Waco, McLennan County, Texas.
147. Damage Prevention 027754: City of Bryan enforcement action for violation of 16 TAC §18.10(b), at 508 W. 28th St. (S. Logan St.), Bryan, Brazos County, Texas.
148. Damage Prevention 027755: Keller-Martin Construction enforcement action for violation of 16 TAC §§18.3(a) and 18.11(b), at 5909 Walzem (Eagle Crest), Windcrest, Bexar County, Texas.
149. Damage Prevention 027758: S&W Boring, Inc. enforcement action for violation of 16 TAC §18.11(b), at U.S. Hwy. 60 (CR 17), Friona, Parmer County, Texas.
150. Damage Prevention 027760: City of Hudson enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 165 Silvertown St., Lufkin, Angelina County, Texas.
151. Damage Prevention 027763: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 200 N. Central Expy. (Greer St.), Richardson, Dallas County, Texas.
152. Damage Prevention 027764: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 700 North Canton (Sumpter), Mexia, Limestone County, Texas.
153. Damage Prevention 027766: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 2800 Prevost St., Fort Worth, Tarrant County, Texas.

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154. Damage Prevention 027772: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 5437 Chinkapin Ln. (Blue Jack Tr.), Fort Worth, Tarrant County, Texas.
155. Damage Prevention 027774: Little Big Inch Pipeline Company enforcement action for violation of 16 TAC §18.4(b), at 235 Princeton (Valley View), El Paso, El Paso County, Texas.
156. Damage Prevention 027775: Interstate Foundation, L.L.C. enforcement action for violation of 16 TAC §§18.10(b) and 18.11(b), at 1180 Bedford Rd. (Hwy. 183 Service Rd.), Bedford, Tarrant County, Texas.
157. Damage Prevention 027776: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 7826 Baltimore St., Houston, Harris County, Texas.
158. Damage Prevention 027780: Atlas PL Mid-Cont. Westtex, L.L.C. enforcement action for violation of 16 TAC §18.8(a), at 349 (CR 330), Midland, Midland County, Texas.
159. Damage Prevention 027782: Skilled Plumbing enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 58 Royal Manor (Castlegate), Odessa, Ector County, Texas.
160. Damage Prevention 027787: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at Marrickville & Darlinghurst, Trophy Club, Denton County, Texas.
161. Damage Prevention 027792: Tri Dal, Ltd. enforcement action for violation of 16 TAC §§18.10(b), 18.11(b) and 18.11(b), at 1701 E. Robert St. (Riverside Dr.), Fort Worth, Tarrant County, Texas.
162. Damage Prevention 027795: City of Southlake enforcement action for violation of 16 TAC §§18.10(b), 18.11(b) and 18.11(b), at Sunshine & Shumaker (Dove Rd.), Southlake, Tarrant County, Texas.
163. Damage Prevention 027803: XTO Energy, Inc. enforcement action for violation of 16 TAC §18.8(a), at Hwy. 31, Longview, Gregg County, Texas.
164. Damage Prevention 027806: ARS Plumbing enforcement action for violation of 16 TAC §18.11(b), at 12803 Westmere Dr., Houston, Harris County, Texas.
165. Damage Prevention 027808: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(b), at 302 S. FM 44 (Roberts St.), Annona, Red River County, Texas.
166. Damage Prevention 027809: SLH Contracting, L.L.C. enforcement action for violation of 16 TAC §§18.3(e) and 18.11(b), at 2014 Kimberly (Adams), Missouri City, Fort Bend County, Texas.
167. Damage Prevention 027818: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 160 Bonanza Dr. (Cessna), Haltom City, Tarrant County, Texas.

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168. Damage Prevention 027821: H2 Electrical Contracting enforcement action for violation of 16 TAC §§18.3(a) and 18.11(b), at 100 Alexis Dr. (FM 2879), Longview, Harrison County, Texas.
169. Damage Prevention 027822: Westwood Fence enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 22306 Pebble Falls Ln., Tomball, Harris County, Texas.
170. Damage Prevention 027823: C-Con Services, Inc. enforcement action for violation of 16 TAC §18.11(b), at 1500 E. 15th St., Plano, Collin County, Texas.
171. Damage Prevention 027825: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 10831 Cheeves Dr., Houston, Harris County, Texas.
172. Damage Prevention 027830: L. A. Fuller & Sons Construction enforcement action for violation of 16 TAC §18.11(b), at 3rd & Montgomery, Memphis, Hall County, Texas.
173. Damage Prevention 027831: Larry Young Paving, Inc. enforcement action for violation of 16 TAC §§18.3(a) and 18.11(b), at 1502 Laura Ln. (Southwest Pkwy.), College Station, Brazos County, Texas.
174. Damage Prevention 027836: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 2702 JJ Jorge St., Laredo, Webb County, Texas.
175. Damage Prevention 027839: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 1250 W. Arkansas Ln. (Davis Dr.), Arlington, Tarrant County, Texas.
176. Damage Prevention 027843: Jay Howard's Backhoe, Ditching and Septic Service enforcement action for violation of 16 TAC §18.11(b), at 423 Cheyenne (5th St.), Canadian, Hemphill County, Texas.
177. Damage Prevention 027844: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 6200 Bexar (Silkwood), Dallas, Dallas County, Texas.
178. Damage Prevention 027849: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 909 Richard (Dairy), Garland, Dallas County, Texas.
179. Damage Prevention 027852: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 108 Laurel Creek, Sherman, Grayson County, Texas.
180. Damage Prevention 027855: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(b), at 3519 Glenhave Blvd. (Coombs Creek), Dallas, Dallas County, Texas.
181. Damage Prevention 027856: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(b), at 1217 Pollard St. (2nd St.), Greenville, Hunt County, Texas.
182. Damage Prevention 027857: Saeco Electric & Utility, Ltd. enforcement action for violation of 16 TAC §§18.10(b) and 18.11(b), at Bulverde Rd., San Antonio, Bexar County, Texas.

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183. Damage Prevention 027858: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 605 S. Locust (6th St.), Venus, Johnson County, Texas.
184. Damage Prevention 027859: City of Venus enforcement action for violation of 16 TAC §§18.11(b) and 18.11(b), at 605 S. Locust (6th St.), Venus, Johnson County, Texas.
185. Damage Prevention 027861: Earth Ideas Landscaping enforcement action for violation of 16 TAC §18.11(b), at 6210 Waltway Dr., Houston, Harris County, Texas.
186. Damage Prevention 027865: Drill Tek Boring, L.L.C. enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 14630 Skinner Rd., Cypress, Harris County, Texas.
187. Damage Prevention 027872: ARS enforcement action for violation of 16 TAC §§18.11(b) and 18.11(b), at 8915 Arbor Wood Dr., Houston, Harris County, Texas.
188. Damage Prevention 027878: Hammer Construction enforcement action for violation of 16 TAC §18.11(b), at FM 254 & FM 52, Oran, Palo Pinto County, Texas.
189. Damage Prevention 027881: D & R Signs enforcement action for violation of 16 TAC §18.3(a) and 18.11(b), at 13711 Iniga (Vista Place), Unknown, Bexar County, Texas.
190. Damage Prevention 027884: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 1913 Nancy Jane Cir. (Country Club S), Garland, Dallas County, Texas.
191. Damage Prevention 027893: City of College Station enforcement action for violation of 16 TAC §§18.11(b) and 18.11(b), at 1203 Pershing Dr. (Glade St.), College Station, Brazos County, Texas.
192. Damage Prevention 027895: Water Works Construction enforcement action for violation of 16 TAC §§18.11(b) and 18.11(b), at 8815 Enchanted Forest Dr., Houston, Harris County, Texas.
193. Damage Prevention 027896: Lamb County Electric Cooperative enforcement action for violation of 16 TAC §§18.10(b) and 18.11(b), at 50 feet north of CR 1842 between CR 247-257, Olton, Lamb County, Texas.
194. Damage Prevention 027897: City of Paris enforcement action for violation of 16 TAC §18.10(b), at 308 19th St. S.E. (Hearon), Paris, Lamar County, Texas.
195. Damage Prevention 027899: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 2110 E. Broadway St., Sweetwater, Nolan County, Texas.
196. Damage Prevention 027904: Water Distribution enforcement action for violation of 16 TAC §§18.10(b), 18.11(b) and 18.11(b), at 6001 Averill Way (Hunter Glenn Dr.), San Angelo, Tom Green County, Texas.

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197. Damage Prevention 027905: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §§18.8(a) and 18.11(a), at Dickerson (Hidden Creek), Dallas, Collin County, Texas.
198. Damage Prevention 027906: Coserv Gas, Ltd. enforcement action for violation of 16 TAC §18.8(b), at Cedar Point Drive (FM 544), Wylie, Collin County, Texas.
199. Damage Prevention 027910: Treco, Inc. enforcement action for violation of 16 TAC §§18.11(b) and 18.11(b), at County Road DD & U.S. Highway 83, Canadian, Hemphill County, Texas.
200. Damage Prevention 027912: Royal Flush Septic Systems enforcement action for violation of 16 TAC §§18.11(b), 18.3(a) and 18.11(b), at 620 Preakness (Bastrop), Lucas, Collin County, Texas.
201. Damage Prevention 027913: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(b), at 170 E. Spring Valley (Centennial), Richardson, Dallas County, Texas.
202. Damage Prevention 027916: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 3509 Ross Ave. (McCoy St.), Dallas, Dallas County, Texas.
203. Damage Prevention 027919: A & H Electric Construction, L.L.C. enforcement action for violation of 16 TAC §§18.3(e) and 18.11(b), at Autumnwood Way (Plumero Pl.), The Woodlands, Montgomery County, Texas.
204. Damage Prevention 027921: Rabalais enforcement action for violation of 16 TAC §§18.3(a) and 18.11(b), at 7433 Leopard (Suntide Rd.), Corpus Christi, Nueces County, Texas.
205. Damage Prevention 027923: North East Plumbing enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 9804 Meadow Hill, Converse, Bexar County, Texas.
206. Damage Prevention 027932: Liquid Minerals Group, Inc. enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 37 FM 2793, New Waverly, Walker County, Texas.
207. Damage Prevention 027933: City of Livingston enforcement action for violation of 16 TAC §18.10(b), at 800 S. Houston Ave. (E. Garner St.), Livingston, Polk County, Texas.
208. Damage Prevention 027937: Alfred Riedel Construction, Inc. enforcement action for violation of 16 TAC §18.10(b), at Community (Nuhn Way), New Braunfels, Comal County, Texas.
209. Damage Prevention 027941: Jefferson County Drainage District No. 6 enforcement action for violation of 16 TAC §§18.10(b) and 18.11(b), at Wilson & Galveston St., Beaumont, Jefferson County, Texas.
210. Damage Prevention 027942: Hamilton Plumbing enforcement action for violation of 16 TAC §§18.11(b) and 18.11(b), at 411 E. Business 83 (S. Iowa), Weslaco, Hidalgo County, Texas.

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211. Damage Prevention 027946: Affordable Shade & Patio Cover, Inc. enforcement action for violation of 16 TAC §§18.11(b) and 18.11(b), at 905 Laurelfeld Dr., Friendswood, Galveston County, Texas.
212. Damage Prevention 027963: Energy Maintenance Services enforcement action for violation of 16 TAC §18.11(b), at East St., Deer Park, Harris County, Texas.
213. Damage Prevention 027965: El Paso Underground Construction enforcement action for violation of 16 TAC §§18.3(a) and 18.11(b), at 500 Valley Plum (Valley Larrel), El Paso, El Paso County, Texas.
214. Damage Prevention 027967: MP Technologies, L.L.C. enforcement action for violation of 16 TAC §18.4(b), at 1303 Diplomate Way (Whitecastle Ln.), Houston, Harris County, Texas.
215. Damage Prevention 027968: Agritexgas, L.P. enforcement action for violation of 16 TAC §18.8(a), at CR 10, Edmonson, Hale County, Texas.
216. Damage Prevention 027991: City of Alpine Gas Department enforcement action for violation of 16 TAC §18.8(a), at 307 S. Jackson (E. Ave. F), Alpine, Brewster County, Texas.
217. Damage Prevention 027996: B. Bray Construction enforcement action for violation of 16 TAC §§18.3(e) and 18.11(b), at 1500 Live Oak (Monroe), Commerce, Hunt County, Texas.
218. Damage Prevention 028001: M. J. Sheridan of Texas, Inc. enforcement action for violation of 16 TAC §§18.11(b) and 18.11(b), at 30827 Gardenia Trace (Tulip Trace Dr.), Spring, Harris County, Texas.
219. Damage Prevention 028020: Mirror Lake Pools enforcement action for violation of 16 TAC §§18.4(b), 18.11(b) and 18.11(b), at 17202 Sheffield Park Dr., Cypress, Harris County, Texas.
220. Damage Prevention 028082: DCG Construction enforcement action for violation of 16 TAC §18.11(b), at 6605 B Escondido St. (Cero Blvd.), Irving, Dallas County, Texas.
221. Damage Prevention 028098: Builders and Landscape Services enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 289 Oyster Creek, Buda, Hays County, Texas.
222. Damage Prevention 028113: M. E. Burns Construction enforcement action for violation of 16 TAC §§18.10(b) and 18.11(b), at 3905 Collin St. (Rutan St.), Fort Worth, Tarrant County, Texas.
223. Damage Prevention 028131: Miller Plumbing Co. enforcement action for violation of 16 TAC §§18.4(b), 18.11(b) and 18.11(b), at 15427 Gallant Bloom (Birdstone), San Antonio, Bexar County, Texas.
224. Damage Prevention 028144: Watts Underground enforcement action for violation of 16 TAC §18.11(b), at 11302 Wooded Creek Ln., Cypress, Harris County, Texas.

ADMINISTRATIVE MATTERS

EXECUTIVE OFFICE

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

226. Issues related to the management and operation of the agency. No update was given.

COMMISSIONERS

Chairman Smitherman

227. 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

228. The Commission may enter into 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 will 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

229. 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 Commission received comments from several citizens concerning the seismic activity in North Texas.

The conference was adjourned at 12:43 p.m.