

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

May 24, 2013

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 24, 2013, commencing at 9:32 a.m. Chairman Barry T. Smitherman, Commissioner David Porter and Commissioner Christi Craddick were present. Chairman Smitherman presided.

Service Awards were presented.

HEARINGS DIVISION

SURFACE MINING AND RECLAMATION

1. Docket No. C12-0004-SC-34-F: Application by Luminant Mining Company, L.L.C. for release of bond: 53.6 acres (Phases I, II, and III) of reclamation obligations for various acreages within Permit No. 34E, Titus and Franklin Counties, Texas.

The Commission unanimously approved the examiners recommendation.

2. Docket No. C8-0026-SC-46-C: Luminant Mining Company, L.L.C. application for renewal/revision of Permit No. 46B for the Oak Hill Mine, Rusk County, Texas.

The Commission unanimously approved the examiners recommendation.

OIL AND GAS

3. O&G 01-0275326: Application of JM Oilfield Services, Inc. for a commercial permit pursuant to 16 TAC §3.9 to dispose of oil and gas waste by injection into a porous formation not productive of oil or gas for the Rinehart SWD Lease, Well No. 1, Peach Creek (Austin Chalk) Field, Gonzales County, Texas. Chairman Smitherman and Commissioner Porter voted to approve the examiners recommendation. Commissioner Craddick was opposed.

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4. O&G 01-0277585: Application of MJA Resources, L.L.C. for a commercial permit to dispose of oil and gas waste by injection into a porous formation not productive of oil or gas, Baggs Lease, Well No. 1SW, Stockdale NE (Edwards) Field, Wilson County, Texas.

The Commission unanimously approved the examiners recommendation.

5. O&G 06-0276507: Commission called hearing to consider the complaint of Devon Energy Production Company, L.P. regarding Permit No. 16157 issued to Trinity Services, L.L.C. for the Riley (14193) Lease, Well No. 1SW, Waskom (Riley 6225) Field, Harrison County, Texas.

Chairman Smitherman and Commissioner Craddick voted to approve the examiners recommendation. Commissioner Porter was opposed.

6. O&G 7B-0269817: Enforcement action against the Coryell-Ouachita Group, Inc. (Operator No. 851492) for violations of Statewide Rules on the Barnhill Lease, Well No. 1, (Drilling Permit No. 677659), Wildcat Field, Coryell County, Texas; Violation of 16 TAC §§3.8(d)(4)(g)(i)(I), 3.14(b)(2) and 3.16(b).

The Commission passed on this item.

7. O&G 20-0281119: In Re: P-5 Organization Report of Forbes, John Operating (Operator No. 275608).

The Commission unanimously approved the examiners recommendation.

8. O&G 20-0281121: In Re: P-5 Organization Report of G & F Oil, Inc. (Operator No. 292000).

The Commission unanimously approved the examiners recommendation.

9. O&G 20-0281126: In Re: P-5 Organization Report of J & J Services Company (Operator No. 427662).

The Commission passed on this item.

10. O&G 20-0281130: In Re: P-5 Organization Report of Ken-Tex Crude Producers, Inc. (Operator No. 455355).

The Commission passed on this item.

11. O&G 20-0281138: In Re: P-5 Organization Report of Quantum Investments (Operator No. 684533).

The Commission unanimously approved the examiners recommendation.

12. O&G 20-0281147: In Re: P-5 Organization Report of Roco Petroleum, Incorporated (Operator No. 723552).

The Commission passed on this item.

13. O&G 20-0281148: In Re: P-5 Organization Report of Roland Oil Company (Operator No. 726696).

The Commission passed on this item.

OIL AND GAS CONSENT AGENDA

The Commission unanimously approved the following applications:

14. O&G 08-0281323: Application of Oxy USA, Inc. to amend field rules for the Collie (Delaware) Field, Reeves and Ward Counties, Texas.
15. O&G 01-0281024: Application of Virtex Operating Company, Inc. to amend field rules for the Jourdanton (Buda) Field, Atascosa County, Texas.
16. O&G 7B-0281578: Application of Momentum Operating Co., Inc. to renumber and amend field rules for the Lueders, S. (Bluff Creek Sd.) Field, Jones County, Texas.
17. O&G 10-0272890: Application of Forest Oil Corporation pursuant to 16 TAC §3.9 for a permit to dispose of oil and gas waste by injection into a porous formation not productive of oil or gas for the Epoch SWD Lease, Well No. 101, Lott Ranch (Morrow, Up) Field, Wheeler County, Texas.
18. O&G 03-0277200: Railroad Commission District 03, Commission-called hearing to establish the proposed Southern Bay (Eagle Ford) Field, Fayette, Lee, and Burleson Counties, Texas.
19. O&G 8A-0282402: Kinder Morgan Production Co., L.L.C. for authority pursuant to 16 TAC §3.50 to approve or certify an EOR project for a 723-acre portion of the SACROC Unit (#03137), Kelly-Snyder (48583 001) Field, Scurry County, Texas.

MASTER DEFAULT ORDERS

The Commission unanimously approved the following orders:

20. O&G 03-0275281: Enforcement action against Atasca Resources, Inc. (035643) for violation of Statewide Rules on the Wehmeyer, A.P. (18080) Lease, Well No. 1, Kurten (Buda) Field, Brazos County, Texas; Violation of 16 TAC §3.8(d)(1); NUNC PRO TUNC.
21. O&G 04-0266306: Enforcement action against Mission River Systems, Inc. (570411) for violation of Statewide Rules on the Sweeney, J.J. Lease, Well No. 4 (190554), Donna (8500) Field, Hidalgo County, Texas; Violation of 16 TAC §§3.3, 3.14(b)(2), 3.73(i), and Tex. Nat. Res. Code §85.166.
22. O&G 04-0278789: Enforcement action against Arriola Operating & Consltg., Inc. (033181) for violation of Statewide Rules on the Southwest Texas Corporation (01625) and (13172) Leases, Well Nos. 21 and 236, Longhorn, South Field, Duval County, Texas; Violation of 16 TAC §§3.3 and 3.8(d)(1).

23. O&G 09-0278479: Enforcement action against Hardrock Operating Company, Inc. (356779) for violation of Statewide Rules on the Choat Lease, Well No. 20 (714816), Young County Regular Field, Young County, Texas; Violation of 16 TAC §§3.3, 3.8(d)(4)(G)(i)(I), 3.13(b)(1)(B), 3.14(b)(2) and 3.16(b).

24. O&G 7C-0277216: Enforcement action against Jim Levy, Sole Proprietor, Horizon Exploration Services (400076) for violation of Statewide Rules on the Pendulum A Lease, Well Nos. 1 and 3, False Arrowhead (King Sand) Field, Runnels County, Texas; Violation of 16 TAC §3.14(b)(2).

AGREED ENFORCEMENT ORDERS

The Commission unanimously approved the following agreed orders:

25. O& G 02-0264130: Pool Operating Corporation (Operator No. 670881) enforcement action regarding the Gips, Edwin Lease, Well No. 1 (RRC #218109), Yorktown (Keseling) Field, Dewitt County, Texas. Violation of Statewide Rules §§3.3(1)-(2), 3.8(d)(4)(G)(i)(III) and 3.14(b)(2).

26. O&G 05-0278525: K & D Water Works, L.L.C. (Operator No. 448763) enforcement action regarding the Cadenhead Property Lease, Red Oak (Dexter) Field, Leon County, Texas. Violation of Statewide Rule §3.8(d)(1).

27. Damage Prevention Docket No. 007530: Concho Fence enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.11(b), at 5014 Blue Grama, San Angelo, Tom Green County, Texas.

28. Damage Prevention Docket No. 013549: Don Kelly Construction enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.11(b) and 18.11(b), at 1118 W. Baetz Blvd. (Escalon), San Antonio, Bexar County, Texas.

29. Damage Prevention Docket No. 014101: T-Comm, L.L.C. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.10(b) and 18.11(b), at 1718 Normandy Pkwy. (Polo Pkwy.), Midland, Midland County, Texas.

30. Damage Prevention Docket No. 015532: Concho Fence enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.10(b), 18.11(b) and 18.11(b), at 1201 Gordon Blvd. (Ricks), San Angelo, Tom Green County, Texas.

31. Damage Prevention Docket No. 017305: KB Diversified, Inc. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.11(b), at 1201 Nora Ln., Denton, Denton County, Texas.

32. Damage Prevention Docket No. 020611: Paskey Incorporated enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.4(g), at 222 Oakhurst (Hwy. 146 & Oakhurst), La Porte, Harris County, Texas.
33. Damage Prevention Docket No. 021437: Cross Roads Industries, Inc. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.10(b), at 4628 Orange, Pearland, Brazoria County, Texas.
34. Damage Prevention Docket No. 021591: Jackson Construction, Ltd. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.4(g), at 1719 Princess Place (Browning Dr.), Arlington, Tarrant County, Texas.
35. Damage Prevention Docket No. 021601: Verizon enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.10(b), at 4120 Hedgerow (Spanish Moss), Plano, Collin County, Texas.
36. Damage Prevention Docket No. 021653: Verizon enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 4509 Boston Dr. (Iowa), Plano, Collin County, Texas.
37. Damage Prevention Docket No. 022043: BTU enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.10(b) and 18.11(b), at 4005 Silver Brook (Silver Brook & Wood Brook Ln.), College Station, Brazos County, Texas.
38. Damage Prevention Docket No. 022733: Reliable Signal & Lighting Solution, L.L.C. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.4(g) and 18.11(b), at 11230 Bandlon Dr., Houston, Harris County, Texas.
39. Damage Prevention Docket No. 022767: VNE Plumbing enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 10978 Page (Oden), Socorro, El Paso County, Texas.
40. Damage Prevention Docket No. 022966: Tommy Byrd Construction enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.11(b), at 213 S. Market St., Grapeland, Houston County, Texas.
41. Damage Prevention Docket No. 023090: San Antonio Water System enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(a) and 18.11(b), at 12414 Garret Creek, San Antonio, Bexar County, Texas.
42. Damage Prevention Docket No. 023124: City of Waco enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.11(b) and 18.11(b), at 1616 Shelburne, Waco, McLennan County, Texas.

43. Damage Prevention Docket No. 023238: Houston Rapid Transit-Joint Venture enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.3(a), at 3505 Dennis St., Houston, Harris County, Texas.
44. Damage Prevention Docket No. 023264: Rafael's Lawn and Concrete enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 20714 Feron Ln., Cypress, Harris County, Texas.
45. Damage Prevention Docket No. 023303: Texas Fence and Iron enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.11(b) and 18.11(b), at 9214 Mauna Loa Ln., Houston, Harris County, Texas.
46. Damage Prevention Docket No. 023314: City of Waco enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.10(b) and 18.11(b), at 2217 Washington (N. 23rd St.), Waco, McLennan County, Texas.
47. Damage Prevention Docket No. 023426: City of Dallas enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.11(b), at 15234 Ridgell Row 130, Dallas, Dallas County, Texas.
48. Damage Prevention Docket No. 023432: City of Angleton enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.11(b), at 1204 Glenview Ln., Angleton, Brazoria County, Texas.
49. Damage Prevention Docket No. 023447: Jimmy Evans Company enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.3(a), at 1421 Arena Dr. (E. Riverside Dr.), Austin, Travis County, Texas.
50. Damage Prevention Docket No. 023456: Fresno Fence enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.10(b) and 18.11(b), at 7000 Blk. Oilfield Rd., Houston, Fort Bend County, Texas.
51. Damage Prevention Docket No. 023460: San Marcos Electric Utility enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.11(b), at 2200 Ranch Road 12, San Marcos, Hays County, Texas.
52. Damage Prevention Docket No. 023504: Konkret Construction enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 9310 Highlands Cove (Ranch Creek), San Antonio, Bexar County, Texas.
53. Damage Prevention Docket No. 023514: Troy Faulkenberry Irrigation Systems enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.11(b), at Hwy. 207 & CR 72 (Hwy. 207), Floydada, Floyd County, Texas.

54. Damage Prevention Docket No. 023538: Billy Cummings Construction, Inc. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.11(b), at 215 Denton St. (Lamar), Roxton, Lamar County, Texas.

55. Damage Prevention Docket No. 023560: T Construction, L.L.C. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.10(b) and 18.11(b), at 5116 Avenue S 1/2 (Avenue S 1/2), Galveston, Galveston County, Texas.

56. Damage Prevention Docket No. 023573: John Garrett Design enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 3407 Woodcutters Way (Golden Maize Dr.), Austin, Travis County, Texas.

57. Damage Prevention Docket No. 023607: West Texas Gas, Inc. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at Stephens Lane (Gamboa Road), Coyanosa, Pecos County, Texas.

58. Damage Prevention Docket No. 023613: T C Services enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 17731 Seven Pines Dr., Spring, Harris County, Texas.

59. Damage Prevention Docket No. 023618: Bowles Construction Co. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.10(b) and 18.11(b), at 1305 N. 5th, Wichita Falls, Wichita County, Texas.

60. Damage Prevention Docket No. 023636: Precision Electric enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 700 W. Seminary Dr. (Hemphill St.), Fort Worth, Tarrant County, Texas.

61. Damage Prevention Docket No. 023638: Bryan Texas Utilities enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.10(b) and 18.11(b), at 15454 Bakers Meadow Loop (Big Sandy Dr.), College Station, Brazos County, Texas.

62. Damage Prevention Docket No. 023648: S&S Plumbing enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 8340 FM 78, Converse, Bexar County, Texas.

63. Damage Prevention Docket No. 023667: McComas Construction enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.11(b) and 18.11(b), at 612 E. Davis St. (Florance St.), Mesquite, Dallas County, Texas.

64. Damage Prevention Docket No. 023686: Texas Gas Service Company enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 8150 Holloway (Lomaland), El Paso, El Paso County, Texas.

65. Damage Prevention Docket No. 023691: San Antonio Water System enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.4(a) and 18.11(b), at 1817 San Angelon St., San Antonio, Bexar County, Texas.

66. Damage Prevention Docket No. 023704: Texas Gas Service Company enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 602 Estell (Mill St.), Weatherford, Parker County, Texas.

67. Damage Prevention Docket No. 023715: Centerpoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 101 US Highway 31, Kilgore, Gregg County, Texas.

68. Damage Prevention Docket No. 023717: Scott Felder Homes enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 3910 Remington Rd., Brushy Creek, Williamson County, Texas.

69. Damage Prevention Docket No. 023720: Texas Gas Service Company enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 101 Burkhalter (N. Main), Graford, Palo Pinto County, Texas.

70. Damage Prevention Docket No. 023749: Southern Mechanical Plumbing enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.11(b) and 18.11(b), at 9410 Webb Chapel (Marsh Ln.), Dallas, Dallas County, Texas.

71. Damage Prevention Docket No. 023768: Centerpoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 811 Golfcrest (Scenic), Longview, Gregg County, Texas.

72. Damage Prevention Docket No. 023770: Jim Berry Contractors, Inc. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.11(b) and 18.3(a), at 811 Golfcrest (Scenic), Longview, Gregg County, Texas.

73. Damage Prevention Docket No. 023771: Associated Concrete Contractors, Inc. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.4(a), 18.11(b) and 18.11(b), at Pecan Springs (IH-10 West), San Antonio, Bexar County, Texas.

74. Damage Prevention Docket No. 023773: Jim Berry Contractors, Inc. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.10(b) and 18.11(b), at 143 Labrador (Cat Tail), Hallsville, Harrison County, Texas.

75. Damage Prevention Docket No. 023776: Centerpoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 6575 State Hwy. 155 S. (Holly Rd.), Pritchett, Upshur County, Texas.

76. Damage Prevention Docket No. 023782: Mission Site Services enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 2728 Wolf Creek Dr. (Ginny Ct.), Lucas, Collin County, Texas.

77. Damage Prevention Docket No. 023785: Centerpoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.5(a) and 18.8(b), at 702 Chevy Chase Cir. (Fairway Dr.), Sugar Land, Fort Bend County, Texas.

78. Damage Prevention Docket No. 023790: Blue Sky Contractors enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at CR 90 & Elkins Road, Midland, Midland County, Texas.

79. Damage Prevention Docket No. 023791: DCP Midstream, L.P. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), 18.11(a), at FM 759 & CR 8, Perryton, Ochiltree County, Texas.

80. Damage Prevention Docket No. 023794: Chuck's Dozer Service enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at Stiles Cemetery Road & State Hwy. 137, Unknown, Reagan County, Texas.

81. Damage Prevention Docket No. 023801: David's Plumbing enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.3(a), at 3906 106th (106th and Miami), Lubbock, Lubbock County, Texas.

82. Damage Prevention Docket No. 023811: Texas Gas Service Company enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.11(a), at 111 Roosevelt, Unknown, Carson County, Texas.

83. Damage Prevention Docket No. 023812: City of Skellytown enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.10(b), 18.11(b) and 18.11(b), at 111 Roosevelt, Unknown, Carson County, Texas.

84. Damage Prevention Docket No. 023815: Greater Houston Plumbing enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.10(b), 18.11(b) and 18.11(b), at 6200 Blk. Riverchase Glen, Houston, Harris County, Texas.

85. Damage Prevention Docket No. 023829: Centerpoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 617 3rd, Texas City, Galveston County, Texas.

86. Damage Prevention Docket No. 023830: City of Dallas enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 18602 Turnbridge Dr., Dallas, Collin County, Texas.

87. Damage Prevention Docket No. 023836: Centerpoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 1931 Scott St., Houston, Harris County, Texas.

88. Damage Prevention Docket No. 023837: Centerpoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 4302 Lavender St., Houston, Harris County, Texas.

89. Damage Prevention Docket No. 023838: J.T.B Service, Inc. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.11(b), at 4302 Lavender St., Houston, Harris County, Texas.

90. Damage Prevention Docket No. 023842: Centerpoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 100 Block of S. 5th St., Conroe, Montgomery County, Texas.

91. Damage Prevention Docket No. 023860: Texas Gas Service Company enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 81st and Stewart Rd. (81st), Galveston, Galveston County, Texas.

92. Damage Prevention Docket No. 023863: Centerpoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 415 WL Doc Dodson E., Naples, Morris County, Texas.

93. Damage Prevention Docket No. 023864: Centerpoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 17122 Williams Oak Drive (Williams Ridge Court), Cypress, Harris County, Texas.

94. Damage Prevention Docket No. 023867: Texas Gas Service Company enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.11(a), at 1901 Rio Hondo Road (Warren), Unknown, Cameron County, Texas.

95. Damage Prevention Docket No. 023869: Centerpoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 5800 Block Center St., Houston, Harris County, Texas.

96. Damage Prevention Docket No. 023872: Centerpoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 800 Block of N. Victory, Houston, Harris County, Texas.

97. Damage Prevention Docket No. 023877: City of Beaumont Water Utilities enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.4(a), at 645 East Drive (West Lucas), Beaumont, Jefferson County, Texas.

98. Damage Prevention Docket No. 023880: Centerpoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 8110 Homestead Rd. (Ley Rd.), Houston, Harris County, Texas.

99. Damage Prevention Docket No. 023883: Centerpoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.11(a), at 2128 2nd St., Pleasanton, Atascosa County, Texas.

100. Damage Prevention Docket No. 023887: Centerpoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.11(a), at 15731 Hermitage Oaks Dr. (Birchview Dr.), Tomball, Harris County, Texas.

101. Damage Prevention Docket No. 023890: Centerpoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 407 Bradford St., Arp, Smith County, Texas.

102. Damage Prevention Docket No. 023894: Killum Pest Control enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 111 Brazos Landing Ct., Freeport, Brazoria County, Texas.

103. Damage Prevention Docket No. 023895: Centerpoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 20507 Chapel Glen Ct., Katy, Harris County, Texas.

104. Damage Prevention Docket No. 023896: Centerpoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(b), at 10401 Westoffice Dr., Houston, Harris County, Texas.

105. Damage Prevention Docket No. 023908: Texas Gas Service Company enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.8(a) and 18.11(a), at 16618 Captain Kidd, Jamaica Beach, Galveston County, Texas.

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106. Damage Prevention Docket No. 023914: Texas Gas Service Company enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.8(a) and 18.11(a), at 2010 Arpdale St. (Ann Arbor Dr.), Austin, Travis County, Texas.

107. Damage Prevention Docket No. 023924: Centerpoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 2610 Webster St., League City, Galveston County, Texas.

108. Damage Prevention Docket No. 023927: Barson Utilities enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.10(b), at Britain Rd. (Chamberlain St.), Irving, Dallas County, Texas.

109. Damage Prevention Docket No. 023934: Whiteside Electrical Contractors, Inc. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 245 FM 1488 Rd., Conroe, Montgomery County, Texas.

110. Damage Prevention Docket No. 023956: Lawson's Landscape & Construction enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 521 Oxford St., Corsicana, Navarro County, Texas.

111. Damage Prevention Docket No. 023966: Centerpoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.11(b) and 18.8(a), at 1901 N. Bartlett (Lane), Laredo, Webb County, Texas.

112. Damage Prevention Docket No. 023976: JNT Construction Service Inc. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 432 Arlington (E. 5th St.), Houston, Harris County, Texas.

113. Damage Prevention Docket No. 023987: Centerpoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 9700 Aldine Westfield (Turner), Houston, Harris County, Texas.

114. Damage Prevention Docket No. 023988: Centerpoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(b), at Intersection of Beechnut St. & Winkleman Dr., Houston, Harris County, Texas.

115. Damage Prevention Docket No. 023990: Centerpoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 5700 Martin Luther King Jr. Blvd., Houston, Harris County, Texas.

116. Damage Prevention Docket No. 023993: Centerpoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 595 McDonald Rd. (Pine St.), Hooks, Bowie County, Texas.

117. Damage Prevention Docket No. 024002: FBE Construction enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.11(b), 18.11(b) and 18.3(a), at Del Ray Ranch (Hwy. 85), Big Wells, Dimmit County, Texas.

118. Damage Prevention Docket No. 024004: Centerpoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 811 Kurth Dr., Lufkin, Angelina County, Texas.

119. Damage Prevention Docket No. 024012: City of Midland enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.11(b), at 1006 McDonald, Midland, Midland County, Texas.

120. Damage Prevention Docket No. 024015: Rock Foundation Repair Specialist enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 6421 Vel Dr. (Ramey), Fort Worth, Tarrant County, Texas.

121. Damage Prevention Docket No. 024022: Texas State Utilities, Inc. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.4(g), at 1600 Scenery Hill Rd., Fort Worth, Tarrant County, Texas.

122. Damage Prevention Docket No. 024025: Salinas Concrete enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 5726 Baltic (Parkwood), Plano, Collin County, Texas.

123. Damage Prevention Docket No. 024026: Centerpoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.8(a) and 18.11(a), at 412 W. 34th (35th), Texarkana, Bowie County, Texas.

124. Damage Prevention Docket No. 024027: Willbros T&D enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(a) and 18.11(b), at Clear Creek Dr. (Silverado Trail), McKinney, Collin County, Texas.

125. Damage Prevention Docket No. 024030: American Bore Trench enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 1103 Merriewood Dr., Friendswood, Galveston County, Texas.

126. Damage Prevention Docket No. 024031: Centerpoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 1103 Merriewood Dr., Friendswood, Galveston County, Texas.

127. Damage Prevention Docket No. 024032: Sun Source Pools & Supplies enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 18453 Sunrise Oaks Ct., Montgomery, Montgomery County, Texas.

128. Damage Prevention Docket No. 024036: Enterprise Products Operating, L.L.C. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.11(a), at Highway 80 (Highway 81), Karnes City, Karnes County, Texas.

129. Damage Prevention Docket No. 024040: Future Telecom Inc. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.10(b) and 18.11(b), at Alpha Rd. at Noel Rd., Dallas, Dallas County, Texas.

130. Damage Prevention Docket No. 024045: City of Gorman enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 508 W. Lexington, Gorman, Eastland County, Texas.

131. Damage Prevention Docket No. 024046: Ace Construction enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(e); 18.11(b) and 18.11(b), at 9300 Coit, Plano, Collin County, Texas.

132. Damage Prevention Docket No. 024051: North Houston Pole Line enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.10(b) and 18.11(b), at 5614 Briar Dr. (Maple Valley), Houston, Harris County, Texas.

133. Damage Prevention Docket No. 024052: Blue Ridge Services, Inc. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.11(b) and 18.11(b), at 745 Rutland St., Houston, Harris County, Texas.

134. Damage Prevention Docket No. 024053: Bartek Construction enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.11(b), 18.11(b) and 18.3(e), at 810 N. Union Ave., New Braunfels, Comal County, Texas.

135. Damage Prevention Docket No. 024059: Centerpoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(b), at 17418 Ridge Top Dr., Houston, Harris County, Texas.

136. Damage Prevention Docket No. 024065: Centerpoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 5800 Copeland Rd. (Rieck Rd.), Tyler, Smith County, Texas.

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137. Damage Prevention Docket No. 024069: B D & Y Construction enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.11(b), at 5800 Copeland Rd. (Rieck Rd.), Tyler, Smith County, Texas.

138. Damage Prevention Docket No. 024070: City of Lufkin enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.10(b), at 803 Kiln (Bynum), Lufkin, Angelina County, Texas.

139. Damage Prevention Docket No. 024072: City of Bloomberg enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.11(b), at 105 E. Maple St. (N. Pennock St.), Bloomburg, Cass County, Texas.

140. Damage Prevention Docket No. 024076: Tri-Tech Construction, Inc. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.10(b) and 18.11(b), at 1001 Cleckler Ave. (Byrd St.), Fort Worth, Tarrant County, Texas.

141. Damage Prevention Docket No. 024077: MSF Electric, Inc. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(a) and 18.11(b), at 5455 Richmond (Barrington), Houston, Harris County, Texas.

142. Damage Prevention Docket No. 024083: Martinez Bros. Contractors, L.L.C. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(e) and 18.11(b), at 268 Columbia (Gregerson), El Paso, El Paso County, Texas.

143. Damage Prevention Docket No. 024087: Centerpoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 2200 W. Ferguson (Elsy), Mount Pleasant, Titus County, Texas.

144. Damage Prevention Docket No. 024088: RGM Constructors of Texas, L.L.C. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.10(b) and 18.11(b), at 44 Pillow Rd. (Jones Rd.), Austin, Travis County, Texas.

145. Damage Prevention Docket No. 024089: BJB Company enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.10(b) and 18.11(b), at CR 410-P & Hwy. 87, Unknown, Sterling County, Texas.

146. Damage Prevention Docket No. 024092: AG2M, L.L.C. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.10(b), at 3768 Cascade Point (Tower Point), El Paso, El Paso County, Texas.

147. Damage Prevention Docket No. 024093: Centerpoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at CR 4410 at CR 4425 (CR 4410 at CR 4425), Mount Pleasant, Titus County, Texas.

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148. Damage Prevention Docket No. 024098: Mario Sinacola & Sons enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.10(b) and 18.11(b), at Preston and Meadow Hill, Frisco, Collin County, Texas.

149. Damage Prevention Docket No. 024099: Durotech Builders enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 4909 Alden Bridge Dr., The Woodlands, Montgomery County, Texas.

150. Damage Prevention Docket No. 024101: Bartek Construction enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(e) and 18.11(b), at 21850 Bulverde Rd. # 101 (Ridge Way), San Antonio, Bexar County, Texas.

151. Damage Prevention Docket No. 024106: City of College Station enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.10(b), at 923 Dove Run (Alexandria Ave.), College Station, Brazos County, Texas.

152. Damage Prevention Docket No. 024107: Atmos Energy, West Texas Division enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 85 Muirfield (Prestwick), Odessa, Ector County, Texas.

153. Damage Prevention Docket No. 024108: Wheeler Drilling Co enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.11(b) and 18.11(b), at 85 Muirfield (Prestwick), Odessa, Ector County, Texas.

154. Damage Prevention Docket No. 024109: Angel Brothers Enterprises, Ltd. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.10(b) and 18.11(b), at 3200 Kathleen Dr., Mont Belvieu, Chambers County, Texas.

155. Damage Prevention Docket No. 024111: Grimes Irrigation & Construction enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.4(a) and 18.11(b), at FM 2551 (Wagon Wheel), Murphy, Collin County, Texas.

156. Damage Prevention Docket No. 024115: Teal Stone Concrete Co. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 4085 Chaucer Ln. (New Castle Dr.), Farmers Branch, Dallas County, Texas.

157. Damage Prevention Docket No. 024117: Centerpoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 526 Avenue G (Booker T. Washington), Conroe, Montgomery County, Texas.

158. Damage Prevention Docket No. 024118: City of Grand Saline enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(e) and 18.11(b), at 1030 W. Kuykendall St. (N. Waldrip St.), Grand Saline, Van Zandt County, Texas.

159. Damage Prevention Docket No. 024126: Champion Utility Construction, L.L.C. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(e) and 18.11(b), at Hwy. 26 and John McCain (John McCain), Colleyville, Tarrant County, Texas.

160. Damage Prevention Docket No. 024130: Humphrey & Morton Const. Co., Inc. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.4(b), 18.11(b) and 18.11(b), at 720 S. Locust (Maple), Denton, Denton County, Texas.

161. Damage Prevention Docket No. 024133: Williams Backhoe & Trenching enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.11(b), at 207 N. 5th, Goree, Knox County, Texas.

162. Damage Prevention Docket No. 024140: Bradshaw Landscaping enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.4(b), 18.11(b) and 18.11(b), at 13530 Robin Hill Ct., Houston, Harris County, Texas.

163. Damage Prevention Docket No. 024141: Conaster Construction enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.10(b), at 4405 Pershing Ave. (Ashland Ave.), Fort Worth, Tarrant County, Texas.

164. Damage Prevention Docket No. 024147: Safeguard Fencing, Inc. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.11(b) and 18.11(b), at 4340 Millsop, Carrollton, Denton County, Texas.

165. Damage Prevention Docket No. 024150: Redman Communications enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 2323 Trailing Vine Rd., Spring, Harris County, Texas.

166. Damage Prevention Docket No. 024151: A & L Underground, Inc. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.11(b) and 18.11(b), at 300 Victorio Trail (US Hwy. 118), Fort Davis, Jeff Davis County, Texas.

167. Damage Prevention Docket No. 024159: Foremost Concrete Constructors enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.10(b) and 18.11(b), at 4975 Sassafras (Yaupon and Sassafrass), Beaumont, Jefferson County, Texas.

168. Damage Prevention Docket No. 024171: DCG Construction enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.10(b) and 18.11(b), at 1006 Somerset Cir., Forney, Kaufman County, Texas.

169. Damage Prevention Docket No. 024221: Westwood Fence enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.11(b), 18.11(b) and 18.3(a), at 15403 Palmer Manor Dr., Cypress, Harris County, Texas.

170. Damage Prevention Docket No. 024225: Hearn Co. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.10(b), 18.11(b) and 18.11(b), at 4419 Tapia (Viajes), San Antonio, Bexar County, Texas.

171. Damage Prevention Docket No. 024230: Nottingham Plumbing enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.11(b), at 6327 Modesto Dr. (Vista Camino), Houston, Harris County, Texas.

172. Damage Prevention Docket No. 024253: USA Boring enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 505 W. Bowie St., Marshall, Harrison County, Texas.

173. Damage Prevention Docket No. 024272: Online Directional Boring enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.10(b) and 18.11(b), at Marina Bay St., League City, Galveston County, Texas.

174. Damage Prevention Docket No. 024292: Underground Passage enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.4(b), 18.11(b) and 18.11(b), at 2910 112th Street (Elgin), Lubbock, Lubbock County, Texas.

175. Damage Prevention Docket No. 024323: Associated Concrete Contractors, Inc. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.11(b) and 18.11(b), at 219 Kerby, Arlington, Tarrant County, Texas.

RULES

ADOPTION

176. Amendments to 16 TAC §3.13, relating to Casing, Cementing, Drilling, and Completion Requirements, §3.99, relating to Cathodic Protection Wells, and §3.100, relating to Seismic Holes and Core Holes; O&G Docket No. 20-0277738.

The Commission unanimously approved staff's recommendation.

ADMINISTRATIVE MATTERS

EXECUTIVE OFFICE

177. Issues regarding operations in the Barnett, Eagle Ford, and other shale trends.

The Commission received an update from the Oil & Gas Division Site Remediation Assistant Director Peter Pope.

178. Issues related to the management and operation of the agency.

The Commission received an update from the Commission's Executive Director Milton Rister.

179. Update regarding the Sunset Advisory Commission review of the Railroad Commission.

The Commission received an update from the Commission's Executive Director Milton Rister.

GOVERNMENT AND MEDIA AFFAIRS

180. Railroad Commission legislative proposals and any other pending legislation affecting the Railroad Commission of Texas.

The Commission received an update from the Commission's Government Affairs Director Stacie Fowler.

OIL AND GAS DIVISION

181. Approval of an extended service contract for plugging wells with state funds: Requisition Number 455-13-0738, for 11 wells in Liberty County, District 03; estimated value \$330,890.00.

The Commission unanimously approved staff's recommendation.

182. Approval of an extended service contract for plugging wells with state funds: Requisition Number 455-13-0726, for 6 wells in Houston County, District 03; estimated value \$302,997.50.

The Commission unanimously approved staff's recommendation.

183. Approval of an extended service contract for plugging wells with state funds: Requisition Number 455-13-0719, for 4 wells in Jim Hogg and Webb Counties, District 04; estimated value \$511,975.00.

The Commission unanimously approved staff's recommendation.

184. Approval of an extended service contract for plugging wells with state funds: Requisition Number 455-13-0773, for 10 wells in Goliad County, District 02; estimated value \$341,060.00.

The Commission unanimously approved staff's recommendation.

COMMISSIONERS

Chairman Smitherman

185. 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 the Commission's General Counsel Lindil Fowler.

EXECUTIVE SESSION

186. 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; or (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. The Commission will reconvene following Executive Session for discussion of matters 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

187. 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 10:47 a.m.