

RAILROAD COMMISSION OF TEXAS FORMAL COMMISSION ACTIONS

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, February 28, 2012, commencing at 9:33 a.m. Chairman Elizabeth Ames Jones, Commissioner David Porter and Commissioner Barry T. Smitherman were present. Chairman Jones presided.

Service Awards were presented.

OFFICE OF GENERAL COUNSEL-HEARINGS SECTION

GAS SERVICES PROTESTED

1. GUD No. 10106: Appeal of CenterPoint Energy Resources Corp., d/b/a CenterPoint Energy Entex and CenterPoint Energy Texas Gas from the actions of the Cities of Clear Lake Shores, Dickinson, Friendswood, Kemah, La Marque, Lake Jackson, Manvel, Mont Belvieu, Morgan's Point, Rosenberg, Santa Fe, Seabrook, Sugarland, Taylor Lake Village, and Texas City, Texas (COSA-2). The Commission unanimously passed this item until the next conference.

2. GUD Nos. 10097, 10105, and 10109: Appeal of CenterPoint Energy Resources Corp., d/b/a CenterPoint Energy Entex and CenterPoint Energy Texas Gas from the actions of the Cities of Angleton, Baytown, Freeport, League City, Pearland, Shoreacres, West Columbia, and Wharton, Texas. (COSA -3). The Commission unanimously approved the examiners recommendation.

GAS SERVICES UNPROTESTED

3. GUD No. 10142: Statement of Intent filed by Texas Gas Service Company to change gas rates by approving pipeline integrity testing rider in the environs of the El Paso service area. The Commission voted to (1) APPROVE Examiner's recommendation that proposed rates be suspended to allow for review of reasonableness, and to (2) DENY Examiner's recommendation that the Motion for Early Implementation of proposed rate change lacks good cause.

SURFACE MINING AND RECLAMATION

4. Docket No. C12-0018-SC-05-E: Application by Luminant Mining Company, LLC for acceptance of self-bond with third-party guarantee and indemnity agreement, Permit No. 5G, Monticello Thermo Mine, Hopkins County, Texas. The Commission unanimously approved the examiners recommendation.

OIL AND GAS PROTESTED

5. O&G 02-0272528: Preferred Fluids Management, LLC commercial application to dispose of oil and gas waste by injection into a porous formation not productive of oil or gas, Beta SWD Lease, Well No. 1, Austin Pierce (Austin Chalk) Field, De Witt County, Texas.

The Commission unanimously approved the examiners recommendation.

6. O&G 02-0272530: Preferred Fluids Management, LLC commercial application to dispose of oil and gas waste by injection into a porous formation not productive of oil or gas, Beta SWD Lease, Well No. 2, Austin Pierce (Austin Chalk) Field, De Witt County, Texas.

The Commission unanimously approved the examiners recommendation.

7. O&G 8A-0271957: Mesquite SWD Inc. commercial application for a permit to inject fluid into a reservoir productive of oil or gas, Billingsley SWD Lease, Well No. 1w, Gin (Spraberry) Field, Dawson County, Texas.

The Commission unanimously approved the examiners recommendation.

8. O&G 05-0268151: CCS Midstream Services, LLC commercial oil and gas waste stationary treatment facility application, including associated pit permit applications, Vortex Treatment Facility (Application Control Nos. 028, 011595, and 011596) Johnson County, Texas.

The Commission unanimously approved the examiners recommendation.

9. O&G 09-0271441: Jetta Operating Company, Inc. to amend the field rules for the Big Mineral Creek (Woodford) (07988950) Field, Grayson County, Texas.

The Commission unanimously approved to pass until the next conference.

10. O&G 0267227: Chesapeake Operating, Inc. to consider an exception to Statewide Rule 37 for the CJD Lease, Well No. 2H, Newark, East (Barnett Shale) Field, Tarrant County, Texas.

The Commission unanimously approved the examiners recommendation.

11. O&G 0269976: Chesapeake Operating, Inc. to consider an exception to Statewide Rule 37 for the CJD Lease, Well No. 3H, Newark, East (Barnett Shale) Field, Tarrant County, Texas.

The Commission unanimously approved the examiners recommendation.

12. O&G 0270377: Chesapeake Operating, Inc. to consider an exception to Statewide Rule 37 for the Bewley Lease, Well No. 3H, Newark, East (Barnett Shale) Field, Tarrant County, Texas.

The Commission unanimously approved the examiners recommendation.

AGREED ENFORCEMENT ORDERS

The Commission unanimously approved the following agreed orders:

13. O&G 09-0271952: US Fuels, Inc. enforcement action regarding Stinson (07221) Lease, Well Nos. 1, 2, 3, 4, and 5, Young County Regular (99480001) Field, Young County, Texas. Violation of Statewide Rules 16 and 73.

14. O&G 06-0266956: The Long Trusts enforcement action regarding Tipps, Russell (14582) Lease, Well No. 1, Minden (Travis Peak Cons.) (61792380) Field, Rusk County, Texas. Violation of Statewide Rule 14.

15. O&G 7B-0260939: Paragon Corporation enforcement action regarding Owens, B. L. (03221) Lease, Well No. 3, Shackelford County Regular (82522001) Field, Shackelford County, Texas. Violation of Statewide Rule 14.

16. O&G 09-0243893: Tri "M" Oil & Gas enforcement action regarding Black G (26091) Lease, Well Nos. 1G, 2G, 3G, 4G, A, B, and C, Young County Regular (99480001) Field, Young County, Texas. Violation of Statewide Rules 14 and 3.

17. Damage Prevention Docket No. 006942: City of Houston enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.11(b), at 4500 Stassen (McLean Street), Houston, Harris County, Texas.

18. Damage Prevention Docket No. 006959: Ace in the Hole Drilling enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.11(b), at 815 S. Voss Rd., Houston, Harris County, Texas.

19. Damage Prevention Docket No. 007203: Anthony & Sylvan Pools enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.11(b), at 2519 Kildeer Ct., League City, Galveston County, Texas.

20. Damage Prevention Docket No. 007222: Aleman Construction enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.10(b), at 5204 Water Oak Dr. (Welch Ct.), Flower Mound, Denton County, Texas.

21. Damage Prevention Docket No. 007280: Digco enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.10(b), at San Felipe (S. Post Oak Ln.), Houston, Harris County, Texas.

22. Damage Prevention Docket No. 007366: Choate USA enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.4(b), 18.11(b), and 18.11(b), at 17217 Hafer Road (FM 1960), Houston, Harris County, Texas.
23. Damage Prevention Docket No. 007431: C B Plumbing enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.11(b), at 103 N. Florida, Amarillo, Potter County, Texas.
24. Damage Prevention Docket No. 008111: Allied Drilling Company enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.10(b) and 18.11(b), at Frankford (Hillcrest), Dallas, Collin County, Texas.
25. Damage Prevention Docket No. 014784: City of Austin-Austin Water Utility enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.11(b) and 18.11(b), at 11721 Rydalwater Lane, Austin, Travis County, Texas.
26. Damage Prevention Docket No. 014787: Austin Water Utility enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.10(b), at 7315 Lunar Dr. (Blackberry), Austin, Travis County, Texas.
27. Damage Prevention Docket No. 014880: Texas Sterling enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.10(b) and 18.11(b), at 1603 Parnell Ave. (Peterson), San Antonio, Bexar County, Texas.
28. Damage Prevention Docket No. 015095: COA-Austin Water Utility enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.10(b), 18.11(b), and 18.11(b), at 7514 Northview Ln. (Point North Dr.), Austin, Travis County, Texas.
29. Damage Prevention Docket No. 016012: COA-Austin Water Utility enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.11(b), at 5900 Blythewood Dr. (Flournoy Dr.), Austin, Travis County, Texas.
30. Damage Prevention Docket No. 016034: Billy Cummings Construction, Inc. enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.11(b) and 18.11(b), at 219 Yates St. (Miller), Mount Vernon, Franklin County, Texas.
31. Damage Prevention Docket No. 016449: COA-Austin Water Utility enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.3(e), 18.11(b), and 18.11(b), at 2233 Palmera Cv (Peppertree Pkwy.), Austin, Travis County, Texas.

32. Damage Prevention Docket No. 016721: COA-Austin Water Utility enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.10(b) and 18.11(b), at 2709 W. 49th St. (Bull Creek Rd.), Austin, Travis County, Texas.

33. Damage Prevention Docket No. 017372: MAR-CON Services, LLC enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.10(b), at Moonshine Hill Rd. (Baker Rd.), Houston, Harris County, Texas.

34. Damage Prevention Docket No. 017629: J T Fencing enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.4(a) and 18.11(b), at 20915 Dover Mist Ln., Houston, Harris County, Texas.

35. Damage Prevention Docket No. 017635: City of Seymour enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.10(b) and 18.11(b), at 1102 Archer Rd. (Powers), Seymour, Baylor County, Texas.

36. Damage Prevention Docket No. 017636: RTM Construction Co., LTD enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.3(a) and 18.11(b), at 514 Wright Ave., Schertz, Guadalupe County, Texas.

37. Damage Prevention Docket No. 017644: Custom Structures enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.3(a), 18.11(b), and 18.11(b), at 7540 FM 1960 Rd. E. (W. Lake Houston Pkwy.), Humble, Harris County, Texas.

38. Damage Prevention Docket No. 017666: Clayton Lee Plumbing enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.4(b), 18.11(b), and 18.11(b), at 2400 Rice Blvd., Houston, Harris County, Texas.

39. Damage Prevention Docket No. 017690: City of Lufkin enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.3(a), 18.11(b), and 18.11(b), at 502 S. 3rd St., Lufkin, Angelina County, Texas.

40. Damage Prevention Docket No. 017749: Texas Gas Service Company enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at Nebraska and Kansas (E. 2nd), San Juan, Hidalgo County, Texas.

41. Damage Prevention Docket No. 017861: Sunbelt Services Group enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.3(a) and 18.11(b), at 1021 Knoll Bridge Ln., Friendswood, Galveston County, Texas.

42. Damage Prevention Docket No. 017902: Texas Gas Service Company enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(b), at 1613 Westlake Dr. (Harbor View Dr.), Austin, Travis County, Texas.

43. Damage Prevention Docket No. 017905: Texas Gas Service Company enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(b), at 11501 Manchaca Rd. (Chappel Lane), Manchaca, Travis County, Texas.

44. Damage Prevention Docket No. 017920: Texas Gas Service Company enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 7305 Meadowood Dr. (Fred Morse Dr.), Austin, Travis County, Texas.

45. Damage Prevention Docket No. 017948: Texas Gas Service Company enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 1534 W. St. Charles (W. 15th Street), Brownsville, Cameron County, Texas.

46. Damage Prevention Docket No. 017970: Texas Gas Service Company enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(b), at 1111 Montopolis Dr. (Larch Terr), Austin, Travis County, Texas.

47. Damage Prevention Docket No. 017988: Sharp Community Energy, Inc. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(b), at 227 Vailco Lane (Aria Drive), Lakeway, Travis County, Texas.

48. Damage Prevention Docket No. 017990: Texas Gas Service Company enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 7305 Valburn Ave. (Greystone Dr.), Austin, Travis County, Texas.

49. Damage Prevention Docket No. 017992: CenterPoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 221 County Rd. 857, Evadale, Jasper County, Texas.

50. Damage Prevention Docket No. 018011: Texas Gas Service Company enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at Trojan (Lamboa), El Paso, El Paso County, Texas.

51. Damage Prevention Docket No. 018030: City of Ft Worth Water Dept. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.10(b), at 2816 McGee St. (Craig St.), Fort Worth, Tarrant County, Texas.

52. Damage Prevention Docket No. 018085: Cross Excavation enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.11(b) and 18.11(b), at 4950 FM 1960 Rd., Houston, Harris County, Texas.

53. Damage Prevention Docket No. 018105: City of Strawn enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.11(b) and 18.11(b), at Central Ave. (Stuart), Strawn, Palo Pinto County, Texas.

54. Damage Prevention Docket No. 018151: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at (Custer Rd. and President George Bush Toll Rd.), Plano, Collin County, Texas.

55. Damage Prevention Docket No. 018156: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 1731 Margaret (17th SE Street), Paris, Lamar County, Texas.

56. Damage Prevention Docket No. 018166: Atmos Energy, West Texas Division enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.8(a) and 18.11(a), at 1001 Yucca Ave. (Hillmont), Odessa, Ector County, Texas.

57. Damage Prevention Docket No. 018173: Standard Utility enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.10(b) and 18.11(b), at 6924 Bent Spur Rd. (Salado), Fort Worth, Tarrant County, Texas.

58. Damage Prevention Docket No. 018175: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(b), at 404 Ricketts St. (Pecan), Sherman, Grayson County, Texas.

59. Damage Prevention Docket No. 018177: F&W Electrical enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.10(b) and 18.11(b), at Hart Ranch (De Zavala), San Antonio, Bexar County, Texas.

60. Damage Prevention Docket No. 018180: RL Jones Co. enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.11(b) and 18.11(b), at 4231 N. Hein (WW White), San Antonio, Bexar County, Texas.

61. Damage Prevention Docket No. 018181: City of Silsbee enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.10(b), 18.11(b), and 18.11(b), at 739 Knupple St. (Read St.), Silsbee, Hardin County, Texas.

62. Damage Prevention Docket No. 018183: Conaster Construction enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.10(b), at Ramey Ave. (Amanda), Fort Worth, Tarrant County, Texas.

63. Damage Prevention Docket No. 018184: Slack and Co. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.11(b), at 5207 Jensen, Houston, Harris County, Texas.

64. Damage Prevention Docket No. 018198: City of Port Aransas-Gas Dept. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 741 Ninth Street (Glendale), Port Aransas, Nueces County, Texas.

65. Damage Prevention Docket No. 018208: Caribbean Contractors enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.11(b) and 18.11(b), at Cartwright Rd. (Quail Valley East Dr.), Missouri City, Fort Bend County, Texas.

66. Damage Prevention Docket No. 018209: GL Hunt enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.3(a), 18.11(b), and 18.11(b), at 510 Donaldson (Lake), San Antonio, Bexar County, Texas.

67. Damage Prevention Docket No. 018216: Francis Electric enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.10(b) and 18.11(b), at 1131 Guadalupe Dr., Cibolo, Guadalupe County, Texas.

68. Damage Prevention Docket No. 018217: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 1371 Friendship Dr. (Lake June), Dallas, Dallas County, Texas.

69. Damage Prevention Docket No. 018218: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 2222 Bengal (Cityville (Private Street)), Dallas, Dallas County, Texas.

70. Damage Prevention Docket No. 018219: TTG Utilities enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.4(e) and 18.11(b), at 1318 Alley Ave. (Ave. M), Temple, Bell County, Texas.

71. Damage Prevention Docket No. 018221: Woods Fences & Decks enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.3(a), 18.11(b), and 18.11(b), at 312 Bluegrass St., Bryan, Brazos County, Texas.

72. Damage Prevention Docket No. 018226: Klaasmeyer Construction Inc. enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.11(b) and 18.11(b), at 1002 Stone Rd., Kilgore, Gregg County, Texas.

73. Damage Prevention Docket No. 018227: Manning Concrete enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.11(b) and 18.11(b), at S. White Chapel Blvd. (Princeton Park), Southlake, Tarrant County, Texas.

74. Damage Prevention Docket No. 018240: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(b), at 2900 Michelle Dr. (N. Hwy. 75), Sherman, Grayson County, Texas.

75. Damage Prevention Docket No. 018241: CenterPoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 8800 Noble St. (West Valka), Needville, Fort Bend County, Texas.

76. Damage Prevention Docket No. 018250: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 127 Co. Rd. 4015 (Marlin St.), Chilton, Falls County, Texas.

77. Damage Prevention Docket No. 018255: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 7242 Pecan St. (7th Street), Frisco, Collin County, Texas.

78. Damage Prevention Docket No. 018259: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 4508 Amherst (Lovers Lane), Dallas, Dallas County, Texas.

79. Damage Prevention Docket No. 018266: Buena Vista Estates enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.3(a), 18.11(b), and 18.11(b), at 5600 Blk. FM 2004 Rd., Hitchcock, Galveston County, Texas.

80. Damage Prevention Docket No. 018275: Galveston County WCID 1 enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.3(a), at 37 Kansas Ave. (37th and Kansas Ave.), Dickinson, Galveston County, Texas.

81. Damage Prevention Docket No. 018281: Cummings Construction enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.11(b) and 18.11(b), at 109 Rutherford (Leftwich), Mount Vernon, Franklin County, Texas.

82. Damage Prevention Docket No. 018282: CenterPoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 109 Rutherford (Leftwich), Mount Vernon, Franklin County, Texas.

83. Damage Prevention Docket No. 018284: CenterPoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(b), at 1027 Hahlo St., Houston, Harris County, Texas.

84. Damage Prevention Docket No. 018286: CenterPoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(b), at 5810 Garth Rd. (Archer Rd.), Baytown, Harris County, Texas.

85. Damage Prevention Docket No. 018287: CenterPoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(b), at 6900 Blk. Coral Ridge Rd., Houston, Harris County, Texas.

86. Damage Prevention Docket No. 018289: CenterPoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at Main (Main and Oak), Mount Vernon, Franklin County, Texas.

87. Damage Prevention Docket No. 018291: CenterPoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at US 77 (CR2119), Douglassville, Cass County, Texas.

88. Damage Prevention Docket No. 018293: CenterPoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 628 LaFayette St., Pittsburg, Camp County, Texas.

89. Damage Prevention Docket No. 018296: CenterPoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(b), at 14546 1/2 Muscatine St. (Manor), Houston, Harris County, Texas.

90. Damage Prevention Docket No. 018298: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 6636 Bermuda Dunes Dr. (La Costa), Plano, Denton County, Texas.

91. Damage Prevention Docket No. 018299: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 1508 Daywood Lane (N. Irving Heights), Irving, Dallas County, Texas.

92. Damage Prevention Docket No. 018300: CenterPoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(b), at 14200 Blk. Muscatine, Cloverleaf, Harris County, Texas.

93. Damage Prevention Docket No. 018303: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 106 Hodge St. (Gilmer St.), Sulphur Springs, Hopkins County, Texas.

94. Damage Prevention Docket No. 018304: CenterPoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(b), at 7220 Sherman (W. Hedrick St.), Houston, Harris County, Texas.

95. Damage Prevention Docket No. 018305: CenterPoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(b), at 19602 Cozy Cabbin Dr., Katy, Harris County, Texas.

96. Damage Prevention Docket No. 018306: Housley Communications, Inc. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.10(b), at 1008 Austin St. (Palistine St.), Coleman, Coleman County, Texas.

97. Damage Prevention Docket No. 018308: CenterPoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.11(b) and 18.8(a), at 4882 Hightech Dr. (Shiloh), Tyler, Smith County, Texas.

98. Damage Prevention Docket No. 018309: CenterPoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(b), at 10700 Kitty Brook Ln., Houston, Harris County, Texas.

99. Damage Prevention Docket No. 018311: CenterPoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.11(a), at 7714 Pecan Villas (Leonora), Houston, Harris County, Texas.

100. Damage Prevention Docket No. 018314: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 807 Morse (Bushey), Denton, Denton County, Texas.

101. Damage Prevention Docket No. 018315: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 2829 Appaloosa (Lakeside Drive and Main), Little Elm, Denton County, Texas.

102. Damage Prevention Docket No. 018316: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 1st Street (Venston Lane), Crandall, Kaufman County, Texas.

103. Damage Prevention Docket No. 018317: CenterPoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 8 Lost Creek Circle, Texarkana, Bowie County, Texas.

104. Damage Prevention Docket No. 018318: P & E. Contractors enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.3(e), at 1011 E. Ledbetter Dr. (Rand), Dallas, Dallas County, Texas.

105. Damage Prevention Docket No. 018319: CenterPoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at Fernwood (Moores), Texarkana, Bowie County, Texas.

106. Damage Prevention Docket No. 018323: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 1211 South Catherine Street (Highway 34), Terrell, Kaufman County, Texas.

107. Damage Prevention Docket No. 018324: The Kansas City Southern Railway Company enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.11(b) and 18.11(b), at 328 Oak Avenue (Kirksy St.), Sulphur Springs, Hopkins County, Texas.

108. Damage Prevention Docket No. 018325: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 328 Oak Avenue (Kirksy St.), Sulphur Springs, Hopkins County, Texas.

109. Damage Prevention Docket No. 018326: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 1601 North Falls Court, Flower Mound, Denton County, Texas.

110. Damage Prevention Docket No. 018335: Boring & Tunneling Company of America, Inc. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.10(b), at 900 Blk. Eldridge, Sugar Land, Fort Bend County, Texas.

111. Damage Prevention Docket No. 018340: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 737 Sweetbriar (Springwood), Lewisville, Denton County, Texas.

112. Damage Prevention Docket No. 018341: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 3204 Canyon Valley (Canyon Valley / Parker Road), Plano, Collin County, Texas.

113. Damage Prevention Docket No. 018343: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 4301 Briarhaven Rd. (Summercrest Dr.), Fort Worth, Tarrant County, Texas.

114. Damage Prevention Docket No. 018344: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 903 Earl Turner, Bonham, Fannin County, Texas.

115. Damage Prevention Docket No. 018345: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 400 Patriot Pkwy. (Fairway), Roanoke, Denton County, Texas.

116. Damage Prevention Docket No. 018346: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 2721 Teakwood Lane (Teakwood lane / Lark Circle), Plano, Collin County, Texas.

117. Damage Prevention Docket No. 018347: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 7820 Noneman Drive (Noneman Dr. / Smithfield), North Richland Hills, Tarrant County, Texas.

118. Damage Prevention Docket No. 018348: Roach Plumbing & Heating, Inc. enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.11(b) and 18.11(b), at 980 W. School Ave., Waskom, Harrison County, Texas.

119. Damage Prevention Docket No. 018350: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 800 Block S. 1St, Sanger, Denton County, Texas.

120. Damage Prevention Docket No. 018351: PCI Construction enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.11(b) and 18.11(b), at Independence, Frisco, Collin County, Texas.

121. Damage Prevention Docket No. 018352: Coserv Gas, LTD. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at Independence, Frisco, Collin County, Texas.

122. Damage Prevention Docket No. 018353: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 308 S. Walnut St., Roanoke, Denton County, Texas.

123. Damage Prevention Docket No. 018355: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at Main and 10th (Main), Kemp, Kaufman County, Texas.

124. Damage Prevention Docket No. 018358: Houston Cool Pools enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.11(b), at 21811 Silver Blueberry Trail (Mystic Blue), Cypress, Harris County, Texas.

125. Damage Prevention Docket No. 018360: Atmos Energy, West Texas Division enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 1402 N. Loop 250 (Princeton, Midland, Midland County, Texas.

126. Damage Prevention Docket No. 018367: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 403 McBride St., Lone Oak, Hunt County, Texas.

127. Damage Prevention Docket No. 018371: Oscar Renda Contracting enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.10(b) and 18.11(b), at 2701 Murphy Dr. (Harwood), Bedford, Tarrant County, Texas.

128. Damage Prevention Docket No. 018372: TRI-Tech Construction, Inc. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.4(e), at Meadowbrook Dr. (Putnam), Fort Worth, Tarrant County, Texas.

129. Damage Prevention Docket No. 018375: City of Corpus Christi Gas Dept. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 217 Glendale (Baldwin), Corpus Christi, Nueces County, Texas.

130. Damage Prevention Docket No. 018378: Atmos Energy, West Texas Division enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.11(a), at 2102 95th St., Lubbock, Lubbock County, Texas.

131. Damage Prevention Docket No. 018379: Jeff Archer enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.3(a), 18.11(b), and 18.11(b), at CR 7 (Tierra Blanca), Hereford, Deaf Smith County, Texas.

132. Damage Prevention Docket No. 018392: Mustang Plumbing enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.10(b), at 17401 Rush Pea Cir. (Yellowstar Dr.), Austin, Travis County, Texas.

133. Damage Prevention Docket No. 018393: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 6621 Talmadge Ln. (Prestonridge Rd.), Dallas, Dallas County, Texas.

134. Damage Prevention Docket No. 018394: Flint Energy Services enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.4(e) and 18.11(b), at 1102 NE 6000 (NE CR 2001), Andrews, Andrews County, Texas.

135. Damage Prevention Docket No. 018395: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 505 Keller Rd. (Tuscon), Temple, Bell County, Texas.

136. Damage Prevention Docket No. 018403: Mica Corporation enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.11(b), at 4107 Lakeview Pkwy. (Liberty Grove/New George Bush), Rowlett, Dallas County, Texas.

137. Damage Prevention Docket No. 018404: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 120 Texas (Travis), Sherman, Grayson County, Texas.

138. Damage Prevention Docket No. 018406: City of Terrell enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.11(b), at 709 Crockett St. (Greenwood), Terrell, Kaufman County, Texas.

139. Damage Prevention Docket No. 018407: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 709 Crockett St. (Greenwood), Terrell, Kaufman County, Texas.

140. Damage Prevention Docket No. 018408: Coserv Gas, LTD. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 3003 Mulholland Dr. (Saddlebrook), Highland Village, Denton County, Texas.

141. Damage Prevention Docket No. 018409: City of Rosebud enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.3(a), 18.11(b), and 18.11(b), at 209 E. Ave. D (Stallworth), Rosebud, Falls County, Texas.
142. Damage Prevention Docket No. 018416: ARK Contracting Services enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.3(e) and 18.11(b), at 3015 Canada (Ruper), Dallas, Dallas County, Texas.
143. Damage Prevention Docket No. 018423: Bracken Plumbing enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.11(b) and 18.11(b), at 600 Blk. Walnut Ave., New Braunfels, Comal County, Texas.
144. Damage Prevention Docket No. 018425: ARS Rescue Rooter enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.11(b), at 4019 Bountiful Crest (Alcorn Oak Dr.), Sugar Land, Fort Bend County, Texas.
145. Damage Prevention Docket No. 018426: P & E. Contractors, Inc. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.3(e), at 1035 E. Ledbetter (Mystic Trail), Dallas, Dallas County, Texas.
146. Damage Prevention Docket No. 018430: Hildebrants Plumbing enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.3(e) and 18.11(b), at 1912 Norwood Ln. (Fielder), Arlington, Tarrant County, Texas.
147. Damage Prevention Docket No. 018433: City of Cleburne enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.10(b), at 707 Phillips (Madison), Cleburne, Johnson County, Texas.
148. Damage Prevention Docket No. 018435: Donahue Ditching enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.3(a), 18.11(b), and 18.11(b), at FM 759 (CR 6), Perryton, Ochiltree County, Texas.
149. Damage Prevention Docket No. 018438: Amarillo Utility Contractors enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.10(b), at High St. (6th St.), Claude, Armstrong County, Texas.
150. Damage Prevention Docket No. 018440: D & W. Contracting, Inc. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.11(b), at 1016 Aspen Rd., Kemah, Galveston County, Texas.
151. Damage Prevention Docket No. 018454: Energy Transfer Company enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.11(a), at (Hwy. 77 and 665), Bishop, Nueces County, Texas.

152. Damage Prevention Docket No. 018457: S&S Electric enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.3(e) and 18.11(b), at 3921 Priscilla (Elvis), Corpus Christi, Nueces County, Texas.

153. Damage Prevention Docket No. 018459: Kart Construction enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.11(b), at 6606 Bexar St. (Keeler St.), Dallas, Dallas County, Texas.

154. Damage Prevention Docket No. 018461: Eldridge Electric Company, Inc. enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.3(a), 18.10(b), and 18.11(b), at 2310 E. Saunders, Laredo, Webb County, Texas.

155. Damage Prevention Docket No. 018466: Island Construction enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.10(b) and 18.11(b), at 700 Trout Street (Cotter Avenue), Port Aransas, Nueces County, Texas.

156. Damage Prevention Docket No. 018469: Laguna Pool enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.10(b) and 18.11(b), at 27926 Barker Hollow Dr., Katy, Fort Bend County, Texas.

157. Damage Prevention Docket No. 018470: Anthony Sylvan Pools enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.3(a), 18.11(b), and 18.11(b), at 125 Paleos Flint Dr., La Marque, Galveston County, Texas.

158. Damage Prevention Docket No. 018487: Linder Construction Company, Inc. enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.11(b) and 18.11(b), at Shawnee Trl. (Comanche), Lake Worth, Tarrant County, Texas.

159. Damage Prevention Docket No. 018490: Municipal Operations & Consulting enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.11(b), at 17100 Butte Creek Rd., Houston, Harris County, Texas.

160. Damage Prevention Docket No. 018497: Coastal Bend Fire Protection, Inc. enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.3(a) and 18.11(b), at 7426 S. Staples (Yorktown), Corpus Christi, Nueces County, Texas.

161. Damage Prevention Docket No. 018500: Aleman Construction enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.11(b) and 18.11(b), at 715 Stadium Dr. (Stadium Oaks), Arlington, Tarrant County, Texas.

162. Damage Prevention Docket No. 018502: First Priority Irrigation enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.3(a), 18.11(b), and 18.11(b), at FM 1981 (FM 2344), Wellington, Collingsworth County, Texas.

163. Damage Prevention Docket No. 018543: TEC Excavation, Inc. enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.11(b) and 18.11(b), at S..W. 5th (S..W. Ave. F), Seminole, Gaines County, Texas.

164. Damage Prevention Docket No. 018556: Rosenberger Construction Co. enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.10(b), 18.11(b), and 18.11(b), at 2701 Cypress Point Dr., Missouri City, Fort Bend County, Texas.

165. Damage Prevention Docket No. 018599: 3-S Services enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.3(a) and 18.11(b), at CR 222 (CR 235), Toyah, Reeves County, Texas.

166. Damage Prevention Docket No. 018608: TCO Field Service, Inc. enforcement action for violation of Underground Pipeline Damage Rules 16 TAC §§18.3(e) and 18.11(b), at Hwy. 137 (CR 150), Garden City, Glasscock County, Texas.

OIL AND GAS UNPROTESTED

CONSENT AGENDA

167. O&G 08-0274237: Anadarko Petroleum Corporation to consolidate the Phantom Ranch (Wolfcamp), Phantom, W. (Bone Spring), Quito (Bone Spring), Quito (Wolfcamp), Soda Lake (Bone Springs), Vermejo, E. (Wolfcamp), Warwink, S. (Wolfcamp), and Wolf (Wolfcamp) Fields into the Phantom (Wolfcamp) Field, to amend the field rules for the proposed consolidated field, and to transfer certain wells, Loving, Reeves, Ward, and Winkler Counties, Texas. The Commission unanimously approved the examiners recommendation.

168. O&G 01-0274130: Escondido Resources II, LLC to adopt field rules for the Tres Encanto (Escondido) Field, La Salle County, Texas. The Commission unanimously approved the examiners recommendation.

169. O&G 8A-0274131: Texland Petroleum, LP to amend the field rules for the Dempsey Creek (San Andres) Field, Gaines and Andrews Counties, Texas. The Commission unanimously approved the examiners recommendation.

170. O&G 03-0273688: Geopetra Partners, LLC to consolidate the Morian, Ne (Wilcox), Morian, Nw (Wilcox) and Morian, Se (Wilcox) Fields into the Drews Landing (Wilcox Cons) Field, San Jacinto and Polk Counties, Texas.
The Commission unanimously approved the examiners recommendation.

171. O&G 01-0273318: Enerquest Operating LLC for a Commission determination that their Baker Unit, Well No. 2H is completed in compliance with Statewide Rules 7 and 13, or, in the alternative, for an exception to Statewide Rules 7 and 13 to allow the well to be produced as configured, Dubose (Edwards -A-) Field, Gonzales County, Texas.
The Commission unanimously approved the examiners recommendation.

172. O&G 7B-0274235: Star Production, Inc. to amend the field rules for the Burkett, Sw. (Duffer) (13565500) Field, Coleman County, Texas.
The Commission unanimously approved the examiners recommendation.

173. O&G 06-0251226: Railroad Commission District 06, Commission-called review of temporary field rules for the Douglass (James Lime) (25858 220) Field, Nacogdoches County, Texas.
The Commission unanimously approved the examiners recommendation.

174. O&G 8A-0271472: Railroad Commission District 8A, Commission-called review of temporary field rules for the Long-Hall (Tannehill) (54659 500) Field, Kent County, Texas.
The Commission unanimously approved the examiners recommendation.

175. O&G 03-0274362: Enervest Operating, LLC for authority pursuant to Statewide Rule 50 to approve or certify an EOR project for the Hamer, OL (#22679) Lease, Well #1H, Giddings (Austin Chalk-3) (34733 500) Field, Lee County, Texas.
The Commission unanimously approved the examiners recommendation.

176. O&G 04-0274535: Anadarko E&P Company LP for the recommendation of a tight gas formation for the Pearsall Formation, Chupadera Creek (Pearsall) Field, Webb County, Texas.
The Commission unanimously approved the examiners recommendation.

177. O&G 01-0274536: Anadarko E&P Company LP for the recommendation of a tight gas formation for the Pearsall Formation, Indio Tanks (Pearsall) Field, Dimmit and Maverick Counties, Texas.
The Commission unanimously approved the examiners recommendation.

178. O&G 01-0274537: Anadarko E&P Company LP for the recommendation of a tight gas formation for the Pearsall Formation, Indio Tanks (Pearsall) Field, Dimmit County, Texas.
The Commission unanimously approved the examiners recommendation.

179. O&G 06-0274103: Forest Oil Corporation for the recommendation of a tight gas formation for the Pettit Formation, Decker Switch (Pettit) and White Oak Creek (Pettit) Fields, Cherokee County, Texas.

The Commission unanimously approved the examiners recommendation.

180. O&G 03-0272995: AKG Operating Company for the recommendation of a tight gas formation for the Wilcox Formation, Heintschel (Wilcox 11,080) Field, Colorado County, Texas.

The Commission unanimously approved the examiners recommendation.

181. O&G 02-0271943: Hawthorn Energy Partners, LLC for the recommendation of a tight gas formation for the Edwards Formation, Hysaw (Edwards) Field, Karnes County, Texas.

The Commission unanimously approved the examiners recommendation.

MASTER DEFAULT ORDERS

The Commission unanimously approved the following default orders:

182. Damage Prevention Docket No. 005408: enforcement action for alleged violation of Commission rules for Underground Pipeline Damage Prevention by Domingo Guerrero at 17651 Northfalk Drive (Langham Way Drive), Houston, Harris County, Texas. Violation of 16 TAC §§18.3(a) and 18.11(b).

183. Damage Prevention Docket Nos. 005581 and 005697: enforcement action for alleged violation of Commission rules for Underground Pipeline Damage Prevention by G3 Construction, LLC at 6006 Seville Dr. (Pinon Vista Dr.), Austin, Travis County, Texas, on January 23, 2009, and at 6006 Seville Dr. (Pinon Vista Dr.), Austin, Travis County, Texas, on January 27, 2009. Violation of 16 TAC §18.11(b).

184. Damage Prevention Docket No. 005449: enforcement action for alleged violation of Commission rules for Underground Pipeline Damage Prevention by Marcos Leites at 14134 Anabella (Abrazo), San Antonio, Bexar County, Texas. Violation of 16 TAC §§18.3(a) and 18.11(b).

185. Damage Prevention Docket No. 005478: enforcement action for alleged violation of Commission rules for Underground Pipeline Damage Prevention by Samuels Construction Company at 935 Melbourne (W. Cheryl), Hurst, Tarrant County, Texas. Violation of 16 TAC §18.11(b).

186. Damage Prevention Docket Nos. 005529 and 005742: enforcement action for alleged violation of Commission rules for Underground Pipeline Damage Prevention by Allgood Construction Company, Inc. at Wyatts Plantation (S. Hampton), Missouri City, Fort Bend County, Texas, and at Winton Wood Way (Turnberry), Harris County, Texas. Violation of 16 TAC §18.11(b).

187. Damage Prevention Docket Nos. 005560 and 009736: enforcement action for alleged violation of Commission rules for Underground Pipeline Damage Prevention by Arturo Cobos Construction at 222 S. 34th (FM 107), Edinburg, Hidalgo County, Texas, and at I Road (Trenton), Edinburg, Hidalgo County, Texas. Violation of 16 TAC §18.11(b).

188. Damage Prevention Docket Nos. 004518, 004519 and 004521: enforcement action for alleged violation of Commission rules for Underground Pipeline Damage Prevention by Brazos Valley Services at 600 Thompson, College Station, Brazos County, Texas, and at 413 Thompson, College Station, Brazos County, Texas, and at 413 Thompson, College Station, Brazos County, Texas. Violation of 16 TAC §18.11(b).

189. Damage Prevention Docket No. 005287: enforcement action for alleged violation of Commission rules for Underground Pipeline Damage Prevention by C.M.B. Construction, LLC. at 1302 Osnats Point (Stonesaddle), San Antonio, Bexar County, Texas. Violation of 16 TAC §18.11(b).

190. Damage Prevention Docket No. 005507: enforcement action for alleged violation of Commission rules for Underground Pipeline Damage Prevention by Casey's Pool & Spa at 22313 Seal Valley Lane, Katy, Harris County, Texas. Violation of 16 TAC §18.11(b).

191. Damage Prevention Docket No. 011294: enforcement action alleged violation of Commission rules for Underground Pipeline Damage Prevention by Shark Cable Construction at 1400 Copperfield Dr., College Station, Brazos County, Texas. Violation of 16 TAC §18.10(b).

192. Damage Prevention Docket No. 005593: enforcement action alleged violation of Commission rules for Underground Pipeline Damage Prevention by Utility Construction Services of Texas, Inc. at 800 Rivercrest, Allen, Collin County, Texas. Violation of 16 TAC §18.11(b).

193. Damage Prevention Docket No. 005503: enforcement action for alleged violation of Commission rules for Underground Pipeline Damage Prevention by B&B Contractors at 2710 Wilson Rd., 171, Humble, Harris County, Texas. Violation of 16 TAC §18.11(b).

194. Damage Prevention Docket No. 005289: enforcement action for alleged violation of Commission rules for Underground Pipeline Damage Prevention by Bond Plumbing at 2021 Inverness Dr. (Plantation), Round Rock, Williamson County, Texas. Violation of 16 TAC §18.11(b).

195. Damage Prevention Docket No. 005553: enforcement action for alleged violation of Commission rules for Underground Pipeline Damage Prevention by J.C.T. Enterprises, LLC at 2834 Bernadette Ln. (Kempwood Dr.), Houston,

Harris County, Texas. Violation of 16 TAC §18.11(b).

196. Damage Prevention Docket No. 005430: enforcement action for alleged violation of Commission rules for Underground Pipeline Damage Prevention by J & M Fencing Co. at 4203 Littleberry (Oak Arbor Dr.), Houston, Harris County, Texas. Violation of 16 TAC §18.11(b).

197. Damage Prevention Docket Nos. 005534, 002999 and 003143: enforcement action for alleged violations of Commission rules for Underground Pipeline Damage Prevention by J&T Excavation, LLC at 6214 Samuel Blvd., Dallas, Dallas County, Texas, and at 3112 Pioneer (Belt Line), Balch Springs, Dallas County, Texas, and at Quail Dr. and Belt Line, Balch Springs, Dallas County, Texas. Violation of 16 TAC §§18.4(e) and 18.11(b).

198. Damage Prevention Docket No. 011534: enforcement action for alleged violation of Commission rules for Underground Pipeline Damage Prevention by J&T Excavating, Inc. at 404 Lindo, Mesquite, Dallas County, Texas. Violation of 16 TAC §18.11(b).

199. Damage Prevention Docket No. 005469: enforcement action for alleged violation of Commission rules for Underground Pipeline Damage Prevention by Joe Perez Plumbing at 11011 Sageburrow (Sageorchard Ln.), Houston, Harris County, Texas. Violation of 16 TAC §§18.3(a) and 18.11(b).

200. Damage Prevention Docket No. 005519: enforcement action for alleged violation of Commission rules for Underground Pipeline Damage Prevention by Laughley Bridge & Construction, Inc. at 4621 Briarhaven (Hulen), Fort Worth, Tarrant County, Texas. Violation of 16 TAC §18.11(b).

OIL AND GAS PROTESTED

MASTER DEFAULT ORDERS

The Commission unanimously approved the following default orders:

201. Damage Prevention Docket No. 005597: enforcement action for alleged violation of Commission rules for Underground Pipeline Damage Prevention by Map-J Concrete Construction and/or Vina Builders, Inc. at 5175 Little York Rd. (Wicklows St.), Houston, Harris County, Texas. Violation of 16 TAC §18.11(b).

202. Damage Prevention Docket No. 005429: enforcement action for alleged violation of Commission rules for Underground Pipeline Damage Prevention by Novak Fencing at 3905 Lee Lane (Springfield Avenue), Pearland, Brazoria County, Texas. Violation of 16 TAC §18.11(b).

203. Damage Prevention Docket Nos. 005543 and 006941: enforcement action for alleged violation of Commission rules for Underground Pipeline Damage Prevention by Superior Fence Co. at 3506 Amesbury Cir. (Covington Way), Pearland, Brazoria County, Texas, and at 3211 Wheatmeadow Ct., Pearland, Brazoria County, Texas. Violation of 16 TAC §18.11(b).

204. Damage Prevention Docket No. 004749: enforcement action for alleged violation of Commission rules for Underground Pipeline Damage Prevention by Turner Environmental, Inc. at County Rd. 784, Buna, Jasper County, Texas. Violation of 16 TAC §18.11(b).

ADMINISTRATIVE MATTERS

EXECUTIVE OFFICE

205. Issues regarding operations in the Barnett, Eagle Ford, and other shale trends. The Commission received an update from Railroad Commission Executive Director, John Tintera.

206. Issues related to the Sunset Commission review of the Railroad Commission. There was no update given.

207. Update on status of Endangered Species Act issues and consideration of communication with U.S. Fish and Wildlife Service. The Commission received an update from Railroad Commission Attorney-Special Counsel Section David Cooney.

OIL AND GAS DIVISION

208. Approval of draft amendments relating to recycling, 16 Tex. Admin. Code §3.8, relating to Pollution Prevention, and 16 Tex. Admin. Code, Chapter 4, Subchapter B, relating to Commercial Recycling, for circulation for informal comment and workshop.

The Commission unanimously approved staff's recommendation.

209. Approval of an extended service contract for plugging wells with state funds: Requisition Number 455-12-0087, for 11 wells in Red River County, District 06; estimated value \$384,753.

The Commission unanimously approved staff's recommendation.

COMMISSIONERS

Chairman Jones

210. Election of the Chairman of the Railroad Commission.

The Commission unanimously approved Commissioner Barry T. Smitherman as Chairman.

PUBLIC INPUT

211. 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.