

BARRY T. SMITHERMAN, CHAIRMAN
DAVID PORTER, COMMISSIONER
BUDDY GARCIA, COMMISSIONER

MINUTES
RAILROAD COMMISSION OF TEXAS
FORMAL COMMISSION ACTIONS
September 11, 2012

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, September 11, 2012, commencing at 9:35 a.m. Chairman Barry T. Smitherman, Commissioner David Porter and Commissioner Buddy Garcia were present. Chairman Smitherman presided.

The Commission moved to closed session @ 9:41 a.m. in the Willa Mae Conference Room (12-100). The closed meeting concluded @ 9:56 a.m. and resumed open meeting @ 10:15 a.m.

COMMISSIONERS

1. Evaluation of candidates for and possible selection of Executive Director. Chairman Smitherman named the Commissions new Executive Director Milton Rister.

OFFICE OF GENERAL COUNSEL-HEARINGS SECTION

GAS SERVICES DIVISION

2. GUD No. 10190: Statement of intent filed by Hughes Natural Gas, Inc. (HNG) to change gas distribution rates in the unincorporated areas of Austin, Colorado, Rimes, Harris, Montgomery, and Waller Counties.

The Commission unanimously approved to reject recommendation and the case be abated set on new filing to use different test year to begin 35 days from completion date.

3. GUD No. 10183 (and consolidated cases): Petition for review of municipal rate action of the City of Houston regarding Centerpoint Energy Resources Corp., D/B/A Centerpoint Energy Entex and Centerpoint Energy Texas gas interim rate adjustment for Calendar Year 2011.

The Commission unanimously approved the examiners recommendation.

OIL AND GAS DIVISION

4. O&G 02-0276609: Application of Tundra Energy, L.L.C. for commercial disposal authority pursuant to 16 TAC §3.9 for the TE Yorktown SWD Lease, Well No. 1, Dubose (Edwards -A-) Field, De Witt County, Texas.

5. O&G 03-0271126: Application of Beech Creek Disposal for commercial disposal authority pursuant to 16 TAC §3.9 for the H&TC Fee Section 201 Lease, Well No. 3, Jackson-Doty (Yegua -T- Sd.) Field, Hardin County, Texas. The Commission passed on this item until the next conference.

6. O&G Docket No. 0271861: Application of Chesapeake Operating, Inc. for an exception to 16 TAC §3.37 for the Little Bear A Lease, Well No. 1H, Newark, East (Barnett Shale) Field, Tarrant County, Texas. The Commission unanimously approved the examiners recommendation.

7. O&G Docket No. 0271408: Application of Sabco Operating Company for an exception to 16 TAC §3.37 for the Sabco Folts Lease, Well No. 5, La Belle, SW (6500) and Wildcat Fields, Jefferson County, Texas. The Commission unanimously approved the examiners recommendation.

AGREED ENFORCEMENT ORDERS

The Commission unanimously approved the following agreed orders:

8. O&G 09-0265755: Bledsco, Inc. (Operator No. 075668) enforcement action regarding the Schreiber (24311) Lease, Well Nos. 5 and 7, Archer County Regular Field, Archer County, Texas. Violation of Statewide Rule §3.14(b)(2).

9. O&G 04-0272829: Esmirna Camargo d/b/a Cam Vacuum Service (Operator No. 126752) enforcement action regarding the Greiner (10966) Lease, Well No. 1, Rincon, West (D-3) Field, Star County, Texas. Violation of Statewide Rules §§3.8(d)(1), 3.9(4) and 3.73(I).

10. O&G 01-0261992: Emerald Bay Energy, Inc. (Operator No. 250962) enforcement action regarding the Silva -C- (11166) Lease, Well Nos. 8, 9, 10, 11, 12, 13, 14 , 17 and 18, Somerset Field, Bexar County, Texas; Gorden P-1 Lease, Well Nos. 19, 25, 26 and 27, Somerset Field, Bexar County, Texas, Gorden P-5 Lease, Well No. 32, Somerset Field, Bexar County, Texas. Violations of Statewide Rules §§3.13(b)(1)(B), 3.14(b)(2) and 3.14(b)(3).

11. O&G 03-0269931: Sanders, Larry E., Sole Proprietor, Sanders, Larry E. Trustee (Operator No. 747597) enforcement action regarding the Lindsey, Preston Edward Et al (01929) Lease, Well No. ID, Hartburg, NW (Nodosaria SD) Field, Newton County, Texas. Violation of Statewide Rules §§3.3(1), 3.14(b)(2) and 3.9(12).

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12. O&G 04-0275974: DCP Midstream, LP (Operator No. 195918) enforcement action regarding the Elliff Compressor Station, Nueces County, Texas. Violation of Statewide Rule §3.8(d)(5)(A).

13. O&G 7B-0266234: Integras Operating, LLC (Operator No. 424791) enforcement action regarding the Shapard, Louise (12443) Lease, Well No. 3, T.S.P (Hardy 3640, Lower) Field; the Shapard, Louise (12531) Lease, Well Nos. 5 and 6, T.S.P., South (Hardy 3640, LO) Field; and the Hawthorne (27135) Lease, Well No. 1, Tims (Gunsight) Field, Jones County, Texas. Violations of Statewide Rules §§3.14(b)(2) and 3.14(b)(3).

14. O&G 09-0262710: Adrian Ames, Sole Proprietor (Operator No. 019789) enforcement action regarding the Obenhaus -C- (05533) Lease, Well No. 2, Wichita County Regular Field, Wichita County; Obenhaus -D- (08319) Lease, Well No. 10, Wichita County Regular Field, Wichita County; and Obenhaus -E- (10570) Lease, Well No. 1, Wichita County, Regular Field, Wichita County, Texas. Violations of Statewide Rules §§3.8(d)(1) and 3.46(g)(2).

15. O&G 09-0263574: Michael J. Zinni, Sole Proprietor Midwestern Energy (Operator No. 566592) enforcement action regarding the Hunt, E.W. (08400) Lease, Well No. 9, Goree, S. (Tannehill) Field, Knox County, Texas. Violation of Statewide Rule §3.46(a).

16. O&G 09-0273589: Michael J. Zinni, Sole Proprietor Midwestern Energy (Operator No. 566592) enforcement action regarding the Preston -B- (05565) Lease, Well No. 7, Wichita County Regular Field, Wichita County, Texas. Violation of Statewide Rule §3.8(d)(1).

17. O&G 09-0269168: EOG Resources, Inc. (Operator No. 253162) enforcement action regarding the Olden B Unit Lease, Well No. 1H (Permit No. 685616), Newark, East (Barnett Shale) Field, Montague County, Texas. Violation of Statewide Rule §3.8(d)(1).

18. O&G 09-0269193: Rhoades, Pat M., Sole Proprietor, Rocking, R, Drilling & Prod Co. (Operator No. 723440) enforcement action regarding the Smith Lease, Well No. 1, Montague County, Texas. Violation of Statewide Rules §§3.3(1), (2), (3), 3.5(a) and 3.16(b).

19. O&G 09-0271954: Aruba Petroleum, Inc. (Operator No. 033762) enforcement action regarding the Wright Lease, Well Nos. 7H (RRC No. 254976) and 8H (RRC No. 254750), Newark, East (Barnett Shale) Field, Wise County, Texas. Violation of Statewide Rule §3.8(d)(1).

20. O&G 09-0273645: Eagleridge Operating, L.L.C. (Operator No. 238462) enforcement action regarding the Corbin (255643) Lease, Well No. 1, Newark, East (Barnett Shale) Field, Denton County, Texas. Violation of Statewide Rule §3.8(d)(1).

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21. O&G 09-0274314: Rhoades, Pat M., Sole Proprietor, Rocking, R, Drilling & Prod. Co. (Operator No. 723440) enforcement action regarding the Demoss (14794) Lease, Well Nos. 22 and 23, Archer County Regular Field, Archer County, Texas. Violation of Statewide Rules §§3.3(2), 3.13(b)(1)(B) and 3.14(b)(2).

22. LP-Gas Docket No. 2321: HF Transport, L.L.C. d/b/a National Truck Repair (License No. 17551) enforcement action regarding the HF Transport, L.L.C. d/b/a National Truck Repair (building sign reading finish line), 15379 FM 968, Longview, Harrison County, Texas. Violation of Tex. Nat. Res. Code §113.081(a)(4).

23. LP-Gas Docket No. 2322: Grant Moreland, L.P., L.C. d/b/a Moreland Propane (License No. 15851) enforcement action regarding the HF Transport, L.L.C. d/b/a National Truck Repair (building sign reading finish line) 15379 FM 968 W., Longview, Harrison County, Texas. Violation of LP-Gas Safety Rule §9.132.

24. LP-Gas Docket No. 2329: Rush Truck Center of Texas, L.P. d/b/a Rush Trucker Center (License No. 12818) enforcement action regarding the Barbers Hill Independent School District, Bus No. 6, 9600 Eagle Dr., Mont Belvieu, Chambers County, Texas. Violation of LP-Gas Safety Rules §§9.36 and 9.204.

25. LP-Gas Docket No. 2332: Heritage Operating, L.P. (License No. 10107) enforcement action regarding the Metalwala d/b/a BPT Mart at 2571 E. Park Row, Arlington, Tarrant County, Texas. Violation of LP-Gas Safety Rule §9.132.

26. LP-Gas Docket No. 2335: Texas International Gas & Oil Co. (License No. 06248) enforcement action regarding the Texas International Gas & Oil Co., 1401 Darrington, El Paso, El Paso County, Texas. Violation of 49 CFR §173.315(n)(2), as adopted in 16 TAC §9.403 of LP-Gas Safety Rules.

27. LP-Gas Docket No. 2337: Love's Travel Stops & Country Stores, Inc. (License No. 12551) enforcement action regarding the Love's Travel Stops & Country Stores, Inc., 4800 E. Hwy. 114, Rhome, Wise County, Texas. Violation of Tex. Nat. Res. Code §113.081(a)(4).

28. LP-Gas Docket No. 2345: Enderby Gas, Inc. (License No. 00674) enforcement action regarding the Circle T Tires, 31557 US Highway 82, Whitesboro, Grayson County, Texas. Violation of LP-Gas Safety Rule §9.135.

29. LP-Gas Docket No. 2347: Knapheide Truck Equipment Co., Southwest (License No. 19295) enforcement action regarding the Knapheide Truck Equipment Co., Southwest at 398 I-35 Service Road, Red Oak, Ellis County, Texas. Violation of Tex. Nat. Res. Code §§113.081(a)(2) and 113.082(a)(12).

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30. LP-Gas Docket No. 2348: Lamb Propane Co. (License No. 08756) enforcement action regarding at Lamb Propane Co., Bobtail Delivery Unit, Arrow Tank S/N, 24918 Hwy. 150 W., Coldspring, San Jacinto County, Texas. Violation of LP-Gas Safety Rules §§9.208 and 9.401.
31. LP-Gas Docket No. 2349: Lamb Propane Co. (License No. 08756) enforcement action regarding at Faith Tabernacle, Hwy. 321 East, 11 miles, Tarkington, Liberty County, Texas. Violation of LP-Gas Safety Rule §9.135.
32. Damage Prevention Docket No. 006614: West Texas Gas, Inc. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(b), at 5793 102nd St. (102nd Street), Lubbock, Lubbock County, Texas.
33. Damage Prevention Docket No. 006632: CW Contracting, Inc. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.11(b), at 503 Davis N. (Houston St.), Sulphur Springs, Hopkins County, Texas.
34. Damage Prevention Docket No. 007249: A & A Cable Contractors enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.10(b) and 18.11(b), at 2606 Round Table Blvd. (Sir Galahad), Lewisville, Denton County, Texas.
35. Damage Prevention Docket No. 007790: Tri-Con Services, Inc. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.10(b) and 18.11(b), at 1906 Rowlett Rd. (Oxford), Rowlett, Dallas County, Texas.
36. Damage Prevention Docket No. 008026: West Texas Gas, Inc. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at Hwy. 722 (South County Line Road), Channing, Hartley County, Texas.
37. Damage Prevention Docket No. 008048: Agritexgas, L.P. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.11(a), at FM 145 & CR 4, Kress, Swisher County, Texas.
38. Damage Prevention Docket No. 008050: South Plains Telephone enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.4(a), 18.11(b) and 18.11(b), at 15408 CR 1860, Lubbock, Lubbock County, Texas.
39. Damage Prevention Docket No. 008158: City of Hearne enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(e), 18.11(b) and 18.11(b), at 904 S. Magnolia St., Hearne, Robertson County, Texas.
40. Damage Prevention Docket No. 009693: Rigney Construction enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 101 S. Main (Jesus T. Avala), Santa Rosa, Cameron County, Texas.

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41. Damage Prevention Docket No. 010031: J D S Construction enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(e), 18.11(b) and 18.11(b), at 406 Francis Avenue (4th St.), Mercedes, Hidalgo County, Texas.

42. Damage Prevention Docket No. 011118: Aleman Construction enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.11(b) and 18.11(b), at 240 N. Carroll (E. Southlake Blvd.), Southlake, Tarrant County, Texas.

43. Damage Prevention Docket No. 011490: Don Kelly Construction, Inc. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.10(b), 18.11(b) and 18.11(b), at 710 W. Baetz (Commercial), San Antonio, Bexar County, Texas.

44. Damage Prevention Docket No. 011508: Don Kelly Construction, Inc. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.10(b), and 18.11(b), at 618 W. Baetz (Burton), San Antonio, Bexar County, Texas.

45. Damage Prevention Docket No. 011509: Don Kelly Construction, Inc. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.10(b) and 18.11(b), at 1118 W. Baetz (Escalon), San Antonio, Bexar County, Texas.

46. Damage Prevention Docket No. 011664: PM Construction enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.11(b), and 18.11(b), at 1616 Hewitt, Houston, Harris County, Texas.

47. Damage Prevention Docket No. 011911: Talon LPE enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.11(b) and 18.11(b), at FM 307 (FM 307), Greenwood, Midland County, Texas.

48. Damage Prevention Docket No. 012488: Aspire Sales & Electrical Services enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 15811 Chimney Rock Rd., Houston, Fort Bend County, Texas.

49. Damage Prevention Docket No. 012574: Granbury Contracting Inc. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.11(b), at 3001 N. 6th, Abilene, Taylor County, Texas.

50. Damage Prevention Docket No. 012636: A.E. Shull & Company enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.10(b), at Highlands Ln. (Oak Hill, Tyler, Smith County, Texas.

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51. Damage Prevention Docket No. 012835: Charles Plumbing enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.11(b), at 25720 Northwest Fwy. (Skinner Rd.), Cypress, Harris County, Texas.

52. Damage Prevention Docket No. 012941: HTMS Inc. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.11(b), at 11908 Harmony Hall (Saddle Mountain Lane), Humble, Harris County, Texas.

53. Damage Prevention Docket No. 012982: PSB enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.4(b) and 18.11(b), at 6666 Gateway East Blvd. (Airway), El Paso, El Paso County, Texas.

54. Damage Prevention Docket No. 013000: Convington Builders enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 3419 Mercer St., Houston, Harris County, Texas.

55. Damage Prevention Docket No. 013022: Total Contracting Limited enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.4(a) and 18.11(b), at 617 Boundry St. (Freeman), Houston, Harris County, Texas.

56. Damage Prevention Docket No. 013025: City of Denison enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.4(e), at 223 W. Gandy St. (Rusk), Denison, Grayson County, Texas.

57. Damage Prevention Docket No. 013128: Solar Electric enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at Marshall Pike Bldg. (Pike), Fort Bliss, El Paso County, Texas.

58. Damage Prevention Docket No. 013165: City of Atlanta enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.3(e), at 102 N. Boggie St. (E. Main St.), Atlanta, Cass County, Texas.

59. Damage Prevention Docket No. 013171: VK Knowlton Construction & Util. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.10(b), at 747 Rochambeau St. (Malar), San Antonio, Bexar County, Texas.

60. Damage Prevention Docket No. 013172: CPS Energy enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 223 Leming Dr. (Kampmann), San Antonio, Bexar County, Texas.

61. Damage Prevention Docket No. 013262: PM Construction enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.11(b) and 18.11(b), at 414 Bishop St., Houston, Harris County, Texas.

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62. Damage Prevention Docket No. 013290: Blue Grass Maintenance enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 2950 Broadway St., Houston, Harris County, Texas.

63. Damage Prevention Docket No. 013301: Southern Plumbing Services enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.11(b) and 18.11(b), at 1414 Crystal Hills Dr., Houston, Harris County, Texas.

64. Damage Prevention Docket No. 013462: Comcast of Houston, L.L.C. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 2911 Secluded Dr., Richmond, Fort Bend County, Texas.

65. Damage Prevention Docket No. 013481: Dawson Foundation Repair enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.11(b) and 18.11(b), at 7803 Pouter Dr. (Bonilla), Houston, Harris County, Texas.

66. Damage Prevention Docket No. 013494: Snead Site, Inc. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(e), 18.11(b) and 18.11(b), at 7204 Harwin Dr., Houston, Harris County, Texas.

67. Damage Prevention Docket No. 013542: Centerpoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(b), at 12005 Cypress North Houston (Dula), Houston, Harris County, Texas.

68. Damage Prevention Docket No. 013655: Aleman Construction enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.10(b) and 18.11(b), at 1302 E. Oates (Willet), Garland, Dallas County, Texas.

69. Damage Prevention Docket No. 013661: City of Karnes City enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(e), 18.11(b) and 18.11(b), at S. Panna Maria St., Karnes City, Karnes County, Texas.

70. Damage Prevention Docket No. 013669: P.E.T. Construction, Inc. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.10(b), at 202 Church St. (Water St.), Milford, Ellis County, Texas.

71. Damage Prevention Docket No. 013705: Cullum Construction Company, Inc. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at Rockhurst Trl. (Goldenrod), Keller, Tarrant County, Texas.

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72. Damage Prevention Docket No. 013951: SAWS enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.11(b), at 4831 Lyceum Dr. (Allegheny), San Antonio, Bexar County, Texas.

73. Damage Prevention Docket No. 014089: Lira Electric Company enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.11(b), at 2207 Allen, Dallas, Dallas County, Texas.

74. Damage Prevention Docket No. 014402: Alto Rural Water Supply Corp. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(a) and 18.11(b), at CR 2601 (CR 2603), Alto, Cherokee County, Texas.

75. Damage Prevention Docket No. 014422: Allied Fence enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.4(b), 18.11(b) and 18.11(b), at 9215 Limoncillo Dr. (Limoncillo Ct.), Austin, Travis County, Texas.

76. Damage Prevention Docket No. 014488: Encino Landscape, Inc. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(e) and 18.11(b), at 806 Newsom Ave. (FM 324), Lufkin, Angelina County, Texas.

77. Damage Prevention Docket No. 014989: Ferrellgas, L.P. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.8(a) and 18.11(a), at 4824 Pyrenees Pass (Zagros Way), Bee Cave, Travis County, Texas.

78. Damage Prevention Docket No. 015064: Spring Creek Construction enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.4(b), 18.11(b) and 18.11(b), at 13023 Point Aquarius Blvd. (Antares), Conroe, Montgomery County, Texas.

79. Damage Prevention Docket No. 015847: K&S Backhoe Services, Inc. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.11(b) and 18.10(b), at 59 W. Xavier Ave., Temple, Bell County, Texas.

80. Damage Prevention Docket No. 016395: Lopez Utilities Contractor enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.11(b), at 6813 Avenue U (Wayside), Houston, Harris County, Texas.

81. Damage Prevention Docket No. 016486: Lopez Utilities Contractor enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.11(b) and 18.11(b), at 10925 Spanish Grant Dr., Sugar Land, Fort Bend County, Texas.

82. Damage Prevention Docket No. 016494: Lopez Utilities Contractor enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.11(b) and 18.11(b), at 10719 Garden Place Dr., Sugar Land, Fort Bend County, Texas.

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83. Damage Prevention Docket No. 016535: Lopez Utilities Contractor enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.4(e), 18.11(b) and 18.11(b), at 10400 Townhall Ln., Sugar Land, Fort Bend County, Texas.

84. Damage Prevention Docket No. 016566: Reddico Construction Company, Inc. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.10(b), at 8985 Taylor Circle, Orangefield, Orange County, Texas.

85. Damage Prevention Docket No. 017108: City of Llano enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.4(b), 18.11(b) and 18.11(b), at 200 E. Hwy. 71 (Hwy. 16), Llano, Llano County, Texas.

86. Damage Prevention Docket No. 017820: Lopez Utilities Contractor enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.1, 18.11(b) and 18.11(b), at 10719 Forest Leaf Dr., Sugar Land, Fort Bend County, Texas.

87. Damage Prevention Docket No. 017972: Don Kelly Construction Inc. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.10(b), 18.11(b) and 18.11(b), at S. 29th Street (Erie Avenue), McAllen, Hidalgo County, Texas.

88. Damage Prevention Docket No. 018163: Lopez Utilities Contractor enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.11(b) and 18.11(b), at 14163 Clover Point Dr., Sugar Land, Fort Bend County, Texas.

89. Damage Prevention Docket No. 018280: G.W. Reed Construction enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.3(e), at 402 Cleveland (Front St.), Winfield, Titus County, Texas.

90. Damage Prevention Docket No. 018313: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 3700 Province & Avignon (Rosemeade), Carrollton, Denton County, Texas.

91. Damage Prevention Docket No. 018458: Texas State Utilities Inc. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.10(b) and 18.11(b), at 1113 Prairie Heights Dr. (Prairie Heights Ct.), Fort Worth, Tarrant County, Texas.

92. Damage Prevention Docket No. 018895: Lopez Utilities Contractor enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.11(b) and 18.11(b), at 15234 Beacham Dr. (Hylander Dr.), Houston, Harris County, Texas.

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93. Damage Prevention Docket No. 019012: Reliance Plumbing Group enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.11(b), at 402 Ruff St., New Boston, Bowie County, Texas.

94. Damage Prevention Docket No. 019053: City of Houston enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.10(b), 18.11(b) and 18.11(b), at 2900 Witchita St. (Ennis), Houston, Harris County, Texas.

95. Damage Prevention Docket No. 019057: Drymala Trees, Inc. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.4(b), 18.11(b) and 18.11(b), at 4703 Burclare Ct., Sugar Land, Fort Bend County, Texas.

96. Damage Prevention Docket No. 019078: Southwest Texas Municipal Gas Corp. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.11(a), at 1412 Berlin St. (Hartford), Marfa, Presidio County, Texas.

97. Damage Prevention Docket No. 019079: City of Bellmead enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.11(b), at 4708 Florida St. (Oregon), Waco, McLennan County, Texas.

98. Damage Prevention Docket No. 019153: City of Houston enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.4(b) and 18.11(b), at 4724 Firnat (Lockwood), Houston, Harris County, Texas.

99. Damage Prevention Docket No. 019711: MF Site Construction, Inc. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.10(b), at 2108 Hwy. 83 (Alma Street), Penitas, Hidalgo County, Texas.

100. Damage Prevention Docket No. 019817: Lopez Utilities Contractor enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 10028 Rosbrook Dr. (Moorebrook), Houston, Harris County, Texas

The meeting was101. Damage Prevention Docket No. 019938: Superior Water Works enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.11(b) and 18.11(b), at 5227 Aberton Ln. (Ransten), Spring, Harris County, Texas.

102. Damage Prevention Docket No. 020023: PM Construction enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.4(e), at 7211 Victoria (Harris), Houston, Harris County, Texas.

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103. Damage Prevention Docket No. 020044: City of Laredo Utilities Dept. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.10(b), 18.11(b) and 18.11(b), at 2319 Gustavus St., Laredo, Webb County, Texas.

104. Damage Prevention Docket No. 020101: MSEC enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.10(b) and 18.11(b), at 9104 Ridge Lake Ct. (Lakeside Hills Dr.), Montgomery, Montgomery County, Texas.

105. Damage Prevention Docket No. 020112: Arlington Cable enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(a) and 18.11(b), at 6296 Memorial Dr. (Chaple Creek), Frisco, Collin County, Texas.

106. Damage Prevention Docket No. 020126: Reyes Group enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.11(b), at 2055 W. State Hwy. 114 (College), Grapevine, Tarrant County, Texas.

107. Damage Prevention Docket No. 020156: Loma Foundation Repair enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.3(a), at 2013 John St., Pasadena, Harris County, Texas.

108. Damage Prevention Docket No. 020243: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(b), at 500 Lobo Lane (720 El Dorado), Little Elm, Denton County, Texas.

109. Damage Prevention Docket No. 020257: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 300 Block, Keller Parkway (Page), Keller, Tarrant County, Texas.

110. Damage Prevention Docket No. 020259: XIT Telephone enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.11(b) and 18.11(b), at FM 281 (Hwy. 385), Dalhart, Hartley County, Texas.

111. Damage Prevention Docket No. 020271: Centerpoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.11(a), at 1800 Tina St. (Laura St.), Alice, Jim Wells County, Texas.

112. Damage Prevention Docket No. 020272: T&D Solutions, L.L.C. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.4(b), at FM 3292 (FM 393), Crystal City, Zavala County, Texas.

113. Damage Prevention Docket No. 020279: City of McKinney enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.3(a), at 1004 Florence St. (New Street), McKinney, Collin County, Texas.

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114. Damage Prevention Docket No. 020281: Atmos Energy, West Texas Division enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(b), at 214 E. May, Odessa, Ector County, Texas.

115. Damage Prevention Docket No. 020282: Billy Long Enterprises, Inc. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.3(a), at 118 Cherokee Lane (Hwy. 281/Tower Drive), San Antonio, Bexar County, Texas.

116. Damage Prevention Docket No. 020283: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 1222 E. Terrell Ave. (Troost), Fort Worth, Tarrant County, Texas.

117. Damage Prevention Docket No. 020287: Mesa Equipment enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.3(e), at 1106 McCullough (N. Pan Am Expressway), San Antonio, Bexar County, Texas.

118. Damage Prevention Docket No. 020291: Dickens Company enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.11(b), 18.11(b) and 18.3(e), at 10833 W. Mulberry Dr., Seabrook, Harris County, Texas.

119. Damage Prevention Docket No. 020294: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 436 North Rd. (W. 3rd St.), Kennedale, Tarrant County, Texas.

120. Damage Prevention Docket No. 020298: AAA Sanitation Inc. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.10(b), at Elm Street (Elm and Athens Street), Canton, Van Zandt County, Texas.

121. Damage Prevention Docket No. 020299: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(b), at 201 E. Walker (N. 4th St.), Temple, Bell County, Texas.

122. Damage Prevention Docket No. 020304: Centerpoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at Hwy. 94, Lufkin, Angelina County, Texas.

123. Damage Prevention Docket No. 020308: Centerpoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 2210 Jefferson Dr., Liberty, Liberty County, Texas.

124. Damage Prevention Docket No. 020310: Southern Union Gas Services, LTD enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(b), at State Hwy. 18 & State Hwy. 302), Kermit, Winkler County, Texas.

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125. Damage Prevention Docket No. 020311: GB Construction enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 1313 W. Loop 281 (Loop 281 at Courthouse Dr.), Longview, Gregg County, Texas.

126. Damage Prevention Docket No. 020313: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.8(a) and 18.11(a), at 1314 Volney St. (14th St.), San Angelo, Tom Green County, Texas.

127. Damage Prevention Docket No. 020314: AAA Sanitation Inc. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.3(e), at 300 Blk. Wood St. (Woodland St.), Athens, Henderson County, Texas.

128. Damage Prevention Docket No. 020320: Williams Brothers Construction enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(e), 18.11(b) and 18.11(b), at 1303 Bandera (W. Ligustrum), San Antonio, Bexar County, Texas.

129. Damage Prevention Docket No. 020321: Centerpoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(b), at Birnamwood (Fern Hill), Spring, Harris County, Texas.

130. Damage Prevention Docket No. 020323: Willbros T & D Services enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.11(b) and 18.4(g), at 801 NW 2nd, Kerens, Navarro County, Texas.

131. Damage Prevention Docket No. 020324: Nac Sheet Metal & Plumbing enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.10(b), 18.11(b) and 18.11(b), at 1614 Terracewood, Nacogdoches, Nacogdoches County, Texas.

132. Damage Prevention Docket No. 020328: Metroplex Backhoe Service enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.11(b) and 18.10(b), at 1005 Nora (Mark), Denton, Denton County, Texas.

133. Damage Prevention Docket No. 020332: Creels Services enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 6237 FM 124 (CR 236), Fair Play, Panola County, Texas.

134. Damage Prevention Docket No. 020333: Keystone Concrete enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.11(b) and 18.11(b), at 906 Apache Mountain (Perdinales Falls), Georgetown, Williamson County, Texas.

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135. Damage Prevention Docket No. 020336: East Texas Bridge, Inc. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.3(a), at 1200 Reel Rd. (Reel Rd. at Kingston), Longview, Gregg County, Texas.

136. Damage Prevention Docket No. 020340: Centerpoint Energy Entex enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.8(a), at 9219 Ilona Ln., Houston, Harris County, Texas.

137. Damage Prevention Docket No. 020341: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.11(a), at 1301 N. Oakes (14th St. & N. Oakes), San Angelo, Tom Green County, Texas.

138. Damage Prevention Docket No. 020344: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.8(a) and 18.11(a), at 2110 Marx St. (E. 22nd St.), San Angelo, Tom Green County, Texas.

139. Damage Prevention Docket No. 020350: Hipp Pools enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.11(b) and 18.11(b), at 18 Mosaic Point Pl., The Woodlands, Montgomery County, Texas.

140. Damage Prevention Docket No. 020351: H2O Utilities enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.10(b), 18.11(b) and 18.11(b), at 402 Carter Spur (Church St.), Troy, Bell County, Texas.

141. Damage Prevention Docket No. 020352: G.A. Fence Inc. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.11(b), 18.3(a) and 18.11(b), at 11805 Elko Ln. (Creekway), Fort Worth, Tarrant County, Texas.

142. Damage Prevention Docket No. 020354: City of Anton enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.11(b), 18.11(b) and 18.3(a), at 301 Maurer (3rd Street), Anton, Hockley County, Texas.

143. Damage Prevention Docket No. 020357: Landon Becker enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 261 Clary Ct., Buda, Hays County, Texas.

144. Damage Prevention Docket No. 020364: Carrera Construction Inc. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 1700 Sunset Blvd., Houston, Harris County, Texas.

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145. Damage Prevention Docket No. 020374: Jarrell Plumbing enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.11(b) and 18.11(b), at 1505 W. Main St. (Grey St.), Henderson, Rusk County, Texas.

146. Damage Prevention Docket No. 020376: SRS Construction enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.11(b) and 18.11(b), at 711 Cortona Ct., League City, Galveston County, Texas.

147. Damage Prevention Docket No. 020377: Total Contracting Limited enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.4(a), 18.11(b), at 38 Parker Rd., Houston, Harris County, Texas.

148. Damage Prevention Docket No. 020380: Reliance Construction enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.10(b), at 14347 Force St. (Cloverleaf), Channelview, Harris County, Texas.

149. Damage Prevention Docket No. 020383: Rudy's Fencing enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at Intersection of FM 4 and Highway 254 (FM 4 and Highway 254), Graford, Palo Pinto County, Texas.

150. Damage Prevention Docket No. 020388: Total Contracting Limited enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(e) and 18.11(b), at 34 Parker Rd. (Fulton), Houston, Harris County, Texas.

151. Damage Prevention Docket No. 020389: Laborde Foundation enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 101 Bank (S. Flores), San Antonio, Bexar County, Texas.

152. Damage Prevention Docket No. 020393: HDR Farms enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at Intersection of FM 20 and 268-A5 South 20 (FM 20), Dell City, Hudspeth County, Texas.

153. Damage Prevention Docket No. 020394: JT Lanehart Electric enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(a) and 18.11(b), at 111 Windrose Ct. (Watercress Cir.), Houston, Harris County, Texas.

154. Damage Prevention Docket No. 020395: All Things Outdoors enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 12923 Cluster Pine Dr. Cypress, Harris County, Texas.

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155. Damage Prevention Docket No. 020396: Price Construction, LTD. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(a) and 18.11(b), at Intersection of CR 1150 & CR 2300 (CR 1150 & CR 2300), Stanton, Martin County, Texas.

156. Damage Prevention Docket No. 020398: Custom Wiring Inc. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.3(a), at 2147 Stone Oak (Stone Canyon), Fredericksburg, Gillespie County, Texas.

157. Damage Prevention Docket No. 020399: Southland Electric enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 10549 Sunflower Dr., Willis, Montgomery County, Texas.

158. Damage Prevention Docket No. 020402: City of Baytown enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(a) and 18.11(b), at 6605 Bayway Drive (Woods Street), Baytown, Harris County, Texas.

159. Damage Prevention Docket No. 020403: Turning Ground Inc. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 21500 Spear Valley Ln., Porter, Montgomery County, Texas.

160. Damage Prevention Docket No. 020405: Tessco enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.4(a), at CR 2700 and CR 4101, Unknown, Martin County, Texas.

161. Damage Prevention Docket No. 020409: Blue Water Irrigation Systems enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 3310 S. Briar Knoll Dr. (Sky Meadow), Houston, Harris County, Texas.

162. Damage Prevention Docket No. 020410: Total Contracting Limited enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 276 Parker Rd., Houston, Harris County, Texas.

163. Damage Prevention Docket No. 020412: San Antonio Water System enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.11(b), at 301 Monticello Ct. (Merrimac), San Antonio, Bexar County, Texas.

164. Damage Prevention Docket No. 020439: Zachry Engineering enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(e) and 18.11(b), at Hwy. 86 & CR 11, Bovina, Parmer County, Texas.

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165. Damage Prevention Docket No. 020442: Neil Riemer enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.11(b) and 18.11(b), at Intersection of Hwy. 82 & CR 105, Plains, Yoakum County, Texas.

166. Damage Prevention Docket No. 020471: B & D Excavating enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 294 Abner Jackson, Lake Jackson, Brazoria County, Texas.

167. Damage Prevention Docket No. 020495: Triple B Services L.L.P. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.11(b) and 18.11(b), at Earline St. (Lockwood Dr.), Houston, Harris County, Texas.

168. Damage Prevention Docket No. 020514: IES Commercial enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(e) and 18.11(b), at 312 Pearl Parkway (E. Grayson & Karnes), San Antonio, Bexar County, Texas.

169. Damage Prevention Docket No. 020529: Griffin Fence Company enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §18.3(e), at 5956 Bayou Glen, Houston, Harris County, Texas.

170. Damage Prevention Docket No. 020536: Bobcat Contracting, L.L.C. enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.3(e) and 18.11(b), at FM 1125 (Miller), Bowie, Montague County, Texas.

171. Damage Prevention Docket No. 020555: Old Stone Creek Homes enforcement action for violation of Underground Pipeline Damage Rule 16 TAC §§18.11(b) and 18.11(b), at 6304 Carlton Ct., McKinney, Collin County, Texas.

OIL AND GAS CONSENT AGENDA

The Commission unanimously approved the following applications:

172. O&G 03-0276810: Application of Hilcorp Energy Company to adopt permanent field rules for the Cooley (Meek Sand) Field, Fort Bend County, Texas.

173. O&G 08-0277211: Application of Forge Energy, L.L.C. to amend field rules for the Shafter Lake, N. (San Andres) Field, Andrews County, Texas.

174. O&G 08-0277363: Application of Petrohawk Operating Company to amend the field rules for the Phantom (Wolfcamp) Field, Loving, Reeves, Ward and Winkler Counties, Texas.

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175. O&G 04-0275655: Application of Rosetta Resources Operating, L.P. to amend and adopt permanent field rules for the Gates Ranch (Eagle Ford Shale) Field, Webb County, Texas.

176. O&G 08-0272628: Application of Apache Corporation to amend field rules for the Jailhouse (Fusselman) Field, Glasscock County, Texas.

177. O&G 8A-0277024: Application of Wagner & Brown, Ltd. to consider a new field designation and adoption of temporary field rules, pursuant to 16 TAC §§3.41 and 3.43, for the proposed CY-Jack (LWCC) Field, Terry County, Texas.

178. O&G 08-0277214: Application of Propel Energy, L.L.C. to consolidate multiple Pinal Dome Fields into the Dimmit (Delaware Cons.) Field, Loving, Texas.

179. O&G 8A-0277104: Application of Oxy USA WTP, L.P. to consider an MER allowable for each well in the Diamond -M- (Strawn) Field, Scurry County, Texas.

180. O&G 8A-0275278: Application of Juno Operating Company II, L.L.C. to consider unitization and secondary recovery authority for the NE Ridge Upper Clearfork Unit, Hoople (Clear Fork) Field, Crosby County, Texas.

181. O&G 08-0276983: Application of Clayton Williams Energy for an Exception to 16 TAC §3.32 for the CWEI-CHK 14-C10, Well No. 2 in the Wolfbone (Trend Area) Field, Reeves County, Texas.

182. O&G 01-0276541: Application of Marathon Oil EF, L.L.C. for Permanent Exception to 16 TAC §3.32 for the Beck Unit, Well No. 1H in the Eagleville (Eagle Ford-1) Field, Atacosa County, Texas.

183. O&G 03-0275394: Famcor Oil, Inc for an exception to 16 TAC §3.32 for the Knight Lease, Well No. 1, Big Sandy (Cockfield) Field, Polk County, Texas.

184. O&G 08-0276037: Clayton Williams Energy, Inc. for an exception to 16 TAC §3.32 for the Foster-McDonald Lease, Well No. 601, Spraberry (Trend Area) Field, Sterling County, Texas.

185. O&G 03-0277421: Application of Evergreen Energy, Inc. to supercede the provision of the Commission's Final Order dated May 18, 2010, in Oil & Gas Docket No. 03-0259768, requiring NXL Oil, L.L.C. to plug the Masterson Irr. Co. Farm -B- (01105) Lease, Well Nos. 30, 32, 37, 38, 41 and 42, Damon Mound Field, Brazoria County, Texas, and to approve Evergreen Energy, Inc. as operator of record.

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186. O & G 08-0274892: Order nunc pro tunc, Railroad Commission District 08, Commission-called review of temporary field rules for the Thunderbird (Strawn) (89818 700) Field, Pecos County, Texas.

187. O & G 06-0274888: Railroad Commission District 06, Commission-called review of temporary field rules for the Three T Harris Creek (Paluxy) (89723 500) Field, Smith County, Texas.

188. O & G 09-0275968: BTO Venture, Inc. for authority pursuant to 16 TAC §3.50 to approve or certify an EOR project for various leases in the Wichita County Regular (97155 001) Field, Wichita County, Texas.

189. O & G 09-0277730: BTO Venture, Inc. for authority pursuant to 16 TAC §3.50 to approve or certify an EOR project for various leases in the K-M-A (47902 001) Field, Wichita County, Texas.

190. O & G 08-0277577: Trey Resources Inc. for authority pursuant to 16 TAC §3.50 to approve or certify an EOR project for the University Block 14 Cons. (#29524) Lease, Shafter Lake (San Andres) (82570 500) Field, Andrews County, Texas.

191. O&G 04-0275624: Tecpetrol Operating LLC for the recommendation of a tight gas formation pursuant to 16 TAC §3.101 for the Vicksburg 12 Formation, Ann Mag (Vicksburg Cons.) Field, Brooks County, Texas.

192. O&G 04-0275623: Tecpetrol Operating LLC for the recommendation of a tight gas formation pursuant to 16 TAC §3.101 for the Vicksburg 14 Formation, Ann Mag (Vicksburg Cons.) Field, Brooks County, Texas.

OFFICE OF GENERAL COUNSEL-RULES

PROPOSAL

193. Proposed amendments to 16 TAC §3.8, relating to Water Protection, and 16 TAC Chapter 4, Subchapter B, relating to Commercial Recycling; O&G Docket No. 20-0277739.

The Commission unanimously approved staff's recommendation.

194. Amendments to various rules in 16 TAC Chapter 9 (LP-Gas Safety Rules), Chapter 13 (Regulations for Compressed Natural Gas), Chapter 14 (Regulations for Liquefied Natural Gas), and Chapter 15 (Alternative Fuels Research and Education Division); Updating references to the Alternative Energy Division and consolidating the division's administrative forms into one rule per chapter; Four-year rule reviews for these chapters; LP-Gas Docket No. 2367.

The Commission unanimously approved staff's recommendation and requested staff to take a look @ Rule 13.185.

ADMINISTRATIVE MATTERS

EXECUTIVE OFFICE

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

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

196. Issues related to the Sunset Advisory Commission review of the Railroad Commission.

The Commission received an update from the Commissions Acting Executive Director Polly McDonald.

COMMISSIONERS

Chairman Smitherman

197. 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 Commissions General Counsel Lindil Fowler.

PUBLIC INPUT

198. 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 meeting adjourned @ 11:36 a.m.