

RAILROAD COMMISSION OF TEXAS FORMAL COMMISSION ACTIONS

October 11, 2016

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, October 11, 2016 commencing at 9:36 a.m.](#) [Chairman David Porter, Commissioner Christi Craddick and Commissioner Ryan Sitton were present. Chairman Porter presided.](#)

HEARINGS DIVISION

GAS SERVICES

1. GUD 10455: Consolidated: Complaints of Targa Liquids Marketing and Trade, LLC (Targa), Pioneer Natural Resources USA, Inc. (Pioneer), ConocoPhillips Company ("ConocoPhillips"), and ELTM, LP, f/k/a Enbridge Liquids Transportation Marketing, LP (ELTM) to establish common carrier rates for West Texas LPG Pipeline Limited Partnership (WTXP); Issues Related to Procedure and Hearing.
The Commission passed on this item.

2. GUD No. 10540: Application filed by Atmos Pipeline - Texas for the 2016 Rider Rev Adjustment.
The Commission unanimously approved staff's recommendation.

SURFACE MINING AND RECLAMATION

3. Docket No. C14-0012-SC-27-C: Application by Walnut Creek Mining Company for renewal/revision of Permit No. 27G and issuance of renewed/revised permit for the Calvert Mine, Robertson County, Texas.
The Commission unanimously approved the examiner's recommendation.

OIL AND GAS

4. O&G 02-0299028: Application of High Roller Wells, L.L.C. pursuant to 16 TAC §3.9 for a commercial permit to dispose of oil or gas waste by injection into a porous formation not productive of oil or gas for the Moulton SWD Lease, Well No. 2, Eagleville (Eagle Ford-2) Field, Lavaca County, Texas.
The Commission unanimously approved the examiner's recommendation.

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5. O&G 7B-0284809: Commission-called hearing to provide Petrolia Group, LLC, an opportunity to establish that it has a good faith claim to operate various wells on various leases in Brown and Hutchinson Counties, Texas; Motion for Rehearing. The Commission unanimously approved the examiner's recommendation.

6. O&G 03-0293997: Enforcement action against Anatexas Offshore, Inc. (Operator No. 020599) for violations of Statewide Rules on the Vick (25909) Lease, Well No. 1, Giddings (Austin Chalk-3) Field, Lee County, Texas. The Commission unanimously approved the examiner's recommendation.

7. O&G 06-0298113: Application of Basic Energy Services, LP pursuant to 16 TAC §3.9 for a commercial permit to dispose of oil and gas waste by injection into a porous formation not productive of oil or gas, for the Garrison SWD Lease, Well No. 1, Appleby, N (Pettit) Field, Nacogdoches County, Texas; Motion for Rehearing. The Commission unanimously approved the examiner's recommendation.

8. O&G 09-0262537: Enforcement action against DSB Energy, LLC (Operator No. 229365) for violations of Statewide Rules on the W.H. Campbell (01966) Lease, Well Nos. 11, 13, 14, 15, 16, 18, 19, 20, 23, 29, and 34, Cooke County Regular Field, Cooke County Texas; Violation of 16 TAC §§3.14(b)(2) and 3.46(j); Motion for Rehearing. The Commission unanimously approved the examiner's recommendation.

9. O&G 09-0262540: Enforcement action against DSB Energy, LLC (Operator No. 229365) for violations of Statewide Rules on the E.T. Stormer -B- (09601) Lease, Well Nos. 1, 6, 7, 8, 9, 10, 11, 12, 14, 15, 16, 17, and 20, and on the Alois Rohmer (15814) Lease, Well Nos. 1, 1A, 2, 3, and 4, Cooke County Regular Field, Cooke County, Texas; Violation of 16 TAC §3.14(b)(2); Motion for Rehearing. The Commission unanimously approved the examiner's recommendation.

10. O&G 09-0298685: Enforcement action against Jay Lee dba Jay Lee Oil Company (Operator No. 430369) for violations of Statewide Rules on the Waggoner Ashbrooke Lease (Lease No. 31496), Well No. 1, Wichita County Regular Field, Wichita County, Texas; Motion for Rehearing. The Commission unanimously approved the examiner's recommendation.

11. O&G 09-0298708: Enforcement action against Jay Lee dba Jay Lee Oil Company (Operator No. 430369) for violations of Statewide Rules on the Hawley Lease (Lease No. 00379), Well Nos. 2, 7, 8, and 9, Archer County Regular Field, Archer County, Texas; Motion for Rehearing. The Commission unanimously approved the examiner's recommendation.

12. O&G 20-0301189: In Re: P-5 Organization Report of Arc Energy, Inc. (Operator No. 028736); Motion for Rehearing. The Commission unanimously approved the examiner's recommendation.

13. O&G 20-0301198: In Re: P-5 Organization Report of Dominion Production Company, LLC (Operator No. 222288); Motion for Rehearing. The Commission unanimously approved the examiner's recommendation.

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14. O&G 20-0301211: In Re: P-5 Organization Report of CEGX of Texas LLC (Operator No. 140712); Motion for Rehearing.

The Commission unanimously approved the examiner's recommendation.

15. O&G 20-0301216: In Re: P-5 Organization Report of Ellsworth, H.P. O&G Properties (Operator No. 249867); Motion for Rehearing.

The Commission unanimously approved the examiner's recommendation to grant the motion for rehearing. Dismissed as moot.

16. O&G 20-0301226: In Re: P-5 Organization Report of Scorpion Operating, Inc. (Operator No. 758492); Motion for Rehearing.

The Commission unanimously approved the examiner's recommendation to grant the motion for rehearing. Dismissed as moot.

17. O&G 20-0301228: In Re: P-5 Organization Report of Spectral Oil and Gas Corporation (Operator No. 809042); Motion for Rehearing.

The Commission unanimously approved the examiner's recommendation.

18. O&G 20-0301231: In Re: P-5 Organization Report of 7 D Operations (Operator No. 954750); Motion for Rehearing.

The Commission passed on this item.

OIL AND GAS CONSENT AGENDA

The Commission unanimously approved the following applications:

19. O&G 05-0298738: Application of Valence Operating Company to amend Field Rule No. 2 for the Nan-Su-Gail (Cv Cons) Field, Freestone County, Texas.

20. O&G 03-0299130: Application of Santa Rosa Operating, LLC for permanent field rules in the BB (Cockfield) Field, Grimes County, Texas.

21. O&G 7C-0300804: Application of Sheridan Production Company, LLC to consider increased net gas-oil ratio authority and cancellation of overproduction for the Menielle, L.B., Lease, Well Nos. 25 and 29, I.A.B. (Strawn) Field, Coke County, Texas.

22. O&G 08-0298879: Application of Samson Exploration, LLC to consider an exception to Field Rule 5 for the Phantom (Wolfcamp) Field and/or an exception to 16 TAC §3.13 for the Bailey Lease, Well No. 2H, Reeves County, Texas.

23. O&G 01-0299473: Application of EP Energy E&P Company, L.P. for flaring exception to 16 TAC §3.32, Hixon East Central Production Facility, Eagleville (Eagle Ford-1) Field, La Salle County, Texas.

24. O&G 7C-0299944: Application of EP Energy E&P Company, L.P. for flaring exception to 16 TAC §3.32, University East 4324 Central Production Facility, Lin (Wolfcamp) Field, Crockett County, Texas.

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25. O&G 01-0299945: Application of EP Energy E&P Company, L.P. for flaring exception to 16 TAC §3.32, Various Central Production Facilities, Briscoe Ranch (Eagle Ford) and Pearsall (Buda Lime) Fields, Frio and La Salle Counties, Texas.
26. O&G 8A-0300544: Application of Occidental Permian LTD, to consider a sour gas pipeline pursuant to 16 TAC §3.106, Levelland Loop Line, Levelland Field, Hockley County, Texas.
27. O&G 20-0301594: In Re: P-5 Organization Report of Stone Trucking Company, Inc. (Operator No. 823776); Motion for Rehearing.
28. O&G 10-0300800: Railroad Commission District 10, Commission-called review of temporary field rules pursuant to 16 TAC §3.43 for the Mathers Ranch (Granite Wash) (58257300) Field, Hemphill County, Texas.
29. O&G 8A-0301794: Occidental Permian LTD. for authority pursuant to 16 TAC §3.50 to approve or certify an EOR project for the Central Robertson Clearfork Unit (#65590) Lease, Robertson, N. (Clear Fork 7100) (77318 666) Field, Gaines County, Texas.
30. O&G 8A-0301908 NUNC PRO TUNC: Kinder Morgan Production CO LLC for authority pursuant to 16 TAC §3.50 to approve or certify an EOR project for the SACROC Unit (#03137) Lease, Kelly-Snyder (48583 001) Field, Scurry County, Texas.

RULE 15 INACTIVE WELL ITEMS

The Commission unanimously approved the following inactive well items with the exception of items # 33 and 37. They were dismissed as moot.

31. O&G 20-0301831: In Re: P-5 Organization Report of Allied-Gulf Energy, LLC (Operator No. 014481).
32. O&G 20-0301832: In Re: P-5 Organization Report of Bass Petroleum, Inc (Operator No. 054836).
33. O&G 20-0301833: In Re: P-5 Organization Report of Canyon Reef Brine LLC (Operator No. 130021).
Dismissed as moot.
34. O&G 20-0301834: In Re: P-5 Organization Report of DCM Resources, LLC (Operator No. 195954).
35. O&G 20-0301835: In Re: P-5 Organization Report of EPI Operating, INC. (Operator No. 253108).
36. O&G 20-0301836: In Re: P-5 Organization Report of Great American Resources Inc. (Operator No. 328354).

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37. O&G 20-0301837: In Re: P-5 Organization Report of Hart & McFarland (Operator No. 362860).
Dismissed as moot.

38. O&G 20-0301838: In Re: P-5 Organization Report of Hartoil Corporation (Operator No. 362980).

39. O&G 20-0301839: In Re: P-5 Organization Report of Hodgden Operating Co., Inc. (Operator No. 390781).

40. O&G 20-0301840: In Re: P-5 Organization Report of HRB Operating Company, Inc. (Operator No. 407764).

41. O&G 20-0301841: In Re: P-5 Organization Report of J.A.M. Production (Operator No. 427284).

42. O&G 20-0301842: In Re: P-5 Organization Report of Kinder & Petty (Operator No. 463325).

43. O&G 20-0301843: In Re: P-5 Organization Report of Kingdom Industries, LLC (Operator No. 466674).

44. O&G 20-0301844: In Re: P-5 Organization Report of Permex Petroleum Limited Prtner (Operator No. 655722).

45. O&G 20-0301845: In Re: P-5 Organization Report of Phoenix Oil & Gas (Operator No. 664164).

46. O&G 20-0301846: In Re: P-5 Organization Report of Plateau Energy, LLC (Operator No. 667911).

47. O&G 20-0301848: In Re: P-5 Organization Report of Quest-Tex Energy OP II, LLC (Operator No. 684645).

48. O&G 20-0301849: In Re: P-5 Organization Report of Ray - A Operating Inc. (Operator No. 695236).

49. O&G 20-0301850: In Re: P-5 Organization Report of Reese Wellsite Supervision, LLC (Operator No. 698287).

50. O&G 20-0301851: In Re: P-5 Organization Report of Republic Resources, LLC. (Operator No. 703124).

OFFICE OF GENERAL COUNSEL

AGREED ENFORCEMENT ORDERS

The Commission unanimously approved the following agreed orders:

51. O&G 01-0300733: Texas Gathering Company LLC (Operator No. 845857) enforcement action regarding Carter, Elwood -A- (06764) Lease, Spiller Field, Guadalupe County, Texas. Violation of 16 TAC §3.73(a).
52. O&G 02-0300327: Viceroy Petroleum, LP (Operator No. 885041) enforcement action regarding Wiatrek, G Lease, Well No. 1 (Drilling Permit No. 796727), Eagleville (Eagle Ford-2) Field, Karnes County, Texas. Violation of 16 TAC §§3.5(a), 3.5(c) and Tex. Nat. Res. Code §91.143.
53. O&G 7C-0300178: Banner Operating, LLC (Operator No. 048537) enforcement action regarding Teague 9 (Drilling Permit No. 807777), Well No. 16, Funk (San Andres) Field, Tom Green County, Texas and the Teague 9 (16944) Lease, Well No. 13, Funk (San Andres) Field, Irion County, Texas. Violation of 16 TAC §3.3(2).
54. LP-Gas 2591: U-Haul Co. of Texas (License No. None) enforcement action at U-Haul, 2315 W. Division, Arlington, Tarrant County, Texas. Violation of 16 TAC §9.9(c)(1).
55. LP-Gas 2765: 3-G Propane Services, LLC (License No. 21558) enforcement action at Flautas La Bandera, 3704 W. Monte Cristo Rd., Edinburg, Hidalgo County, Texas. Violation of 16 TAC §9.401, adopting by reference NFPA 58 §6.3.1.
56. LP-Gas 2770: Ferrellgas, L.P. (License No. 09280) enforcement action at Bradburys Building Supply, 801 E. Blackjack St., Dublin, Erath County, Texas. Violation of 16 TAC §9.401, adopting by reference NFPA 58 §6.3.1.
57. LP-Gas 2792: Simran Holdings Inc. d/b/a Gateway Hardware & Rental (License No. 18043) enforcement action at Gateway Hardware & Rental, 6860 Telephone Rd., Houston, Harris County, Texas. Violation of 16 TAC §9.136(a).
58. GUD 10460: Atmos Energy Corp., Mid-Tex Division (Company ID No. 6776) enforcement action regarding System of Company ID 6776 (System ID 1756), Dallas, Dallas County, Texas. Violation of 49 CFR 192.947.
59. GUD 10461: Atmos Energy Corp., Mid-Tex Division (Company ID No. 6777) enforcement action regarding System of Company ID 6777 (System ID 1755), Dallas, Dallas County, Texas. Violation of 49 CFR 192.947.
60. Damage Prevention 019637: C & B Electrical Contractors enforcement action for violation of 16 TAC §§18.11(b) and 18.11(b), at 1808 Childress, Allen, Collin County, Texas.

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61. Damage Prevention 027824: C & B Electrical Contractors enforcement action for violation of 16 TAC §§18.11(b) and 18.11(b), at 701 Dividend (Mulholland), Plano, Collin County, Texas.
62. Damage Prevention 028532: C & B Electrical Contractors enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 6926 Belteau Ln. (Vacherie), Dallas, Dallas County, Texas.
63. Damage Prevention 032522: C & B Electrical Contractors enforcement action for violation of 16 TAC §§18.11(b), 18.11(b) and 18.3(e), at 612 Cedar Cove Rd. (Naaman Forest), Garland, Dallas County, Texas.
64. Damage Prevention 033393: C & B Electrical Contractors enforcement action for violation of 16 TAC §§18.11(b) and 18.11(b), at 5109 Prestwick (Elderberry), Fort Worth, Tarrant County, Texas.
65. Damage Prevention 037826: C & B Electrical Contractors enforcement action for violation of 16 TAC §§18.11(b) and 18.11(b), at 15413 Elm Bluff, Roanoke, Denton County, Texas.
66. Damage Prevention 045344: SV Underground Cable enforcement action for violation of 16 TAC §18.11(b), at 14070 Proton Rd. (Spring Valley), Farmers Branch, Dallas County, Texas.
67. Damage Prevention 046100: Adan Galdamez, d/b/a Omega Fabrication enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 1005 Beth Dr., Tyler, Smith County, Texas.
68. Damage Prevention 046102: Tex Star Enterprise enforcement action for violation of 16 TAC §§18.3(a) and 18.11(b), at 1910 Jesse Owens (Dub Dr.), Austin, Travis County, Texas.
69. Damage Prevention 046180: J & D Construction enforcement action for violation of 16 TAC §18.11(b), at 17706 Rolling Hills Dr. (FM 1488), Magnolia, Montgomery County, Texas.
70. Damage Prevention 046503: T.E.R. Septic, Site, & Utilities enforcement action for violation of 16 TAC §§18.11(b), 18.3(a) and 18.11(b), at 13626 E. Cypress Forest Dr., Houston, Harris County, Texas.
71. Damage Prevention 046627: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 5969 Heron Dr. (Spanish Trails Blvd.), Kyle, Hays County, Texas.
72. Damage Prevention 046639: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 513 N. San Marcos St., Seguin, Guadalupe County, Texas.

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73. Damage Prevention 046746: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 9130 Harbor Hills Dr. (Cheshire Oaks Dr.), Houston, Harris County, Texas.

74. Damage Prevention 046798: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 2918 Ave. I (Louise St.), Rosenberg, Fort Bend County, Texas.

75. Damage Prevention 046884: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 1004 W. 2nd, Tyler, Smith County, Texas.

76. Damage Prevention 047042: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 1104 W. Norris St., El Campo, Wharton County, Texas.

77. Damage Prevention 047104: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at Greggtx Rd. (Gilmer Rd.), Longview, Gregg County, Texas.

78. Damage Prevention 047121: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 6750 Baker Blvd. (Matthews Dr.), Richland Hills, Tarrant County, Texas.

79. Damage Prevention 047189: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at School St. (3rd St.), Winfield, Titus County, Texas.

80. Damage Prevention 047203: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 801 S. Crockett (E. Day St.), Denison, Grayson County, Texas.

81. Damage Prevention 047205: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 16819 Chepstow Ct. (Caulfield Dr.), Dallas, Dallas County, Texas.

82. Damage Prevention 047219: Texas Gas Service Company enforcement action for violation of 16 TAC §18.8(a), at 314 W. Los Ebanos Blvd. (East Dr.), Brownsville, Cameron County, Texas.

83. Damage Prevention 047259: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 804 S. Henderson (Lindsley), Dallas, Dallas County, Texas.

84. Damage Prevention 047336: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 7228 Meadowbrook Dr. (Muse St.), Fort Worth, Tarrant County, Texas.

85. Damage Prevention 047338: Pieper Houston Electric, LP enforcement action for violation of 16 TAC §§18.3(a) and 18.11(b), at 301 E. Fairmont Pkwy., La Porte, Harris County, Texas.

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86. Damage Prevention 047342: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 1004 Vine St. (Ave. A), Brownwood, Brown County, Texas.

87. Damage Prevention 047386: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at Beachwalk Dr. (Open Bay Dr.), Crosby, Harris County, Texas.

88. Damage Prevention 047398: Distribution Construction, LLC enforcement action for violation of 16 TAC §18.4(g), at Hausman (University Heights), San Antonio, Bexar County, Texas.

89. Damage Prevention 047427: Houston Landscapes Unlimited enforcement action for violation of 16 TAC §18.3(a), at Iowa Colony Blvd. (Meridiana Pkwy.), Rosharon, Brazoria County, Texas.

90. Damage Prevention 047453: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 5700 Enid (Eichwurzel), Houston, Harris County, Texas.

91. Damage Prevention 047536: J F Construction, Inc. enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at W. Elk St., Henderson, Rusk County, Texas.

92. Damage Prevention 047555: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 5720 Morton Rd. (Griffin Ln.), Katy, Harris County, Texas.

93. Damage Prevention 047593: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 11918 Brook Meadows Ln. (Kirkwood Rd.), Meadows Place, Fort Bend County, Texas.

94. Damage Prevention 047631: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 1220 9th St. (Rogers Ave.), Mount Pleasant, Titus County, Texas.

95. Damage Prevention 047676: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 980 Essex St. (Fonville), Beaumont, Jefferson County, Texas.

96. Damage Prevention 047677: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 3119 Lenora Springs Dr. (Felton Springs Dr.), Spring, Montgomery County, Texas.

97. Damage Prevention 047686: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 401 Northville (Sweetwater), Houston, Harris County, Texas.

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98. Damage Prevention 047694: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 14 Legend Ln. (Memorial), Houston, Harris County, Texas.

99. Damage Prevention 047720: J F Construction, Inc. enforcement action for violation of 16 TAC §§18.10(b) and 18.11(b), at 1813 Old Longview Hwy., Gladewater, Gregg County, Texas.

100. Damage Prevention 047722: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 19907 Water Point Trl., Humble, Harris County, Texas.

101. Damage Prevention 047741: Plur Plumbing enforcement action for violation of 16 TAC §§18.11(b), 18.11(b) and 18.3(a), at 12610 Mark Twain (Beech Tree), El Paso, El Paso County, Texas.

102. Damage Prevention 047748: Texas Gas Service Company enforcement action for violation of 16 TAC §18.8(a), at 4712 Finley Dr. (48th St.), Austin, Travis County, Texas.

103. Damage Prevention 047750: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 1109 Ingram (Lake), Longview, Gregg County, Texas.

104. Damage Prevention 047753: City of Laredo Parks enforcement action for violation of 16 TAC §§18.11(b) and 18.11(b), at 1600 Galveston St. (N. Meadow), Laredo, Webb County, Texas.

105. Damage Prevention 047759: Texas Best Fence enforcement action for violation of 16 TAC §18.3(a), at 8390 Holliday Rd. (Keeler St.), Lantana, Denton County, Texas.

106. Damage Prevention 047773: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 608 Royal Oaks Dr., Friendswood, Galveston County, Texas.

107. Damage Prevention 047792: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 2819 Timber Country Way, Humble, Harris County, Texas.

108. Damage Prevention 047799: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 9406 New Forest Rd., Spring, Harris County, Texas.

109. Damage Prevention 047800: A Absolute Plumbing, Inc. enforcement action for violation of 16 TAC §§18.11(b) and 18.3(e), at 16413 2nd St. (1st St.), Channelview, Harris County, Texas.

110. Damage Prevention 047820: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at Texas Ave. (University Rd.), College Station, Brazos County, Texas.

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111. Damage Prevention 047821: Spring Nursery & Landscape enforcement action for violation of 16 TAC §§18.3(a) and 18.11(b), at 14221 E. Sam Houston Pkwy. N, Houston, Harris County, Texas.

112. Damage Prevention 047827: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 3801 Cockrell Ave. (W. Pafford), Fort Worth, Tarrant County, Texas.

113. Damage Prevention 047831: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 1001 Metker (Chisholm), Irving, Dallas County, Texas.

114. Damage Prevention 047832: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 5719 Bridlewood Dr., Richmond, Fort Bend County, Texas.

115. Damage Prevention 047835: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 1515 W. 5th (Sherman), Texarkana, Bowie County, Texas.

116. Damage Prevention 047841: Thedford Construction Company enforcement action for violation of 16 TAC §18.4(b), at 12438 Kara Lynn Pl., Tyler, Smith County, Texas.

117. Damage Prevention 047842: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 738 Misty Creek (Windmill Dr.), Richmond, Fort Bend County, Texas.

118. Damage Prevention 047843: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 875 S. Collegiate (Clarksville St.), Paris, Lamar County, Texas.

119. Damage Prevention 047844: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at W. Davis Loop (Cedar Ln.), Vidor, Orange County, Texas.

120. Damage Prevention 047846: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 1000 Greenbriar, DeSoto, Dallas County, Texas.

121. Damage Prevention 047848: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 8000 Blk. Sandra, Houston, Harris County, Texas.

122. Damage Prevention 047854: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 1016 S. Hughes Ave. (Windowmere St.), Fort Worth, Tarrant County, Texas.

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123. Damage Prevention 047855: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 5406 Melanite St. (S. Post Oak Rd.), Houston, Harris County, Texas.

124. Damage Prevention 047857: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 2017 Meadow Ln. (Rosewood Ln.), Arlington, Tarrant County, Texas.

125. Damage Prevention 047866: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 1230 Koberlin (N. Irene), San Angelo, Tom Green County, Texas.

126. Damage Prevention 047868: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 800 N. Main St. (Newt Patterson), Arlington, Tarrant County, Texas.

127. Damage Prevention 047870: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at Atlamesa Blvd. (Chisholm Trail Pkwy.), Fort Worth, Tarrant County, Texas.

128. Damage Prevention 047874: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 2701 Arrowhead Creek Ln., Pearland, Brazoria County, Texas.

129. Damage Prevention 047882: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 11531 N. H St., La Porte, Harris County, Texas.

130. Damage Prevention 047886: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 393 Orbit Dr. (Armstrong Ln.), Lavon, Collin County, Texas.

131. Damage Prevention 047888: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 2101 Garner Ct. (Garner Dr.), Rowlett, Dallas County, Texas.

132. Damage Prevention 047890: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 2329 Parker Rd. (Dozier Rd.), Carrollton, Denton County, Texas.

133. Damage Prevention 047892: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 2390 W. Moore Ave. B01 (CR 237), Terrell, Kaufman County, Texas.

134. Damage Prevention 047894: Longview Bridge & Road, Ltd. enforcement action for violation of 16 TAC §§18.11(b) and 18.10(b), at 3283 Jackson Ave. (Roosevelt Dr.), Tyler, Smith County, Texas.

135. Damage Prevention 047895: City of Waco enforcement action for violation of 16 TAC §18.11(b), at 1700 Mountainview Dr. (Clover), Waco, McLennan County, Texas.

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136. Damage Prevention 047896: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 1700 Mountainview Dr. (Clover), Waco, McLennan County, Texas.
137. Damage Prevention 047897: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at Kendall St. (Commerce St.), Houston, Harris County, Texas.
138. Damage Prevention 047899: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 3600 Flora Vista Loop (Walker Way), Brushy Creek, Williamson County, Texas.
139. Damage Prevention 047902: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 2382 N. Lynwood Dr., Beaumont, Jefferson County, Texas.
140. Damage Prevention 047914: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 107 S Mays St. (E Main St.), Old Round Rock, Williamson County, Texas.
141. Damage Prevention 047918: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 1000 Dewalt St., Houston, Harris County, Texas.
142. Damage Prevention 047921: Melvin Construction enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 15287 McCall Trace (McCall Sound Blvd.), Magnolia, Montgomery County, Texas.
143. Damage Prevention 047926: Lomax Electric enforcement action for violation of 16 TAC §18.11(b), at 106 Ridge Lake Ln., Montgomery, Montgomery County, Texas.
144. Damage Prevention 047927: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 106 Ridge Lake Ln., Montgomery, Montgomery County, Texas.
145. Damage Prevention 047928: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 4422 Crosby Cedar Bayou (Blue Heron), Baytown, Harris County, Texas.
146. Damage Prevention 047930: Texas Gas Service Company enforcement action for violation of 16 TAC §18.8(a), at 8202 Citation Ave. (Ponder Ln.), Austin, Travis County, Texas.
147. Damage Prevention 047933: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 3787 Royal Cove Dr. (Cox Ln.), Dallas, Dallas County, Texas.
148. Damage Prevention 047941: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 11819 Wood Shadows (Lafferty St.), Houston, Harris County, Texas.

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149. Damage Prevention 047943: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 511 E. Union St., Eagle Lake, Colorado County, Texas.

150. Damage Prevention 047944: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 5633 Spring Stuebner, Spring, Harris County, Texas.

151. Damage Prevention 047945: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 312 Isleworth Ln. (Beacon), McKinney, Collin County, Texas.

152. Damage Prevention 047948: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 321 29th St. (Ave. D), Snyder, Scurry County, Texas.

153. Damage Prevention 047949: Texas Gas Service Company enforcement action for violation of 16 TAC §18.8(a), at 1000 Mission Ridge (Runway), Horizon City, El Paso County, Texas.

154. Damage Prevention 047950: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 14229 Proton (Spring Valley Rd.), Farmers Branch, Dallas County, Texas.

155. Damage Prevention 047951: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 6970 FM 2871 (Rolling Hills Dr.), Benbrook, Tarrant County, Texas.

156. Damage Prevention 047960: Texas Gas Service Company enforcement action for violation of 16 TAC §18.8(a), at 4803 Counts Cv. (Nairn Dr.), Austin, Travis County, Texas.

157. Damage Prevention 047961: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at Henderson (Glencoe), Dallas, Dallas County, Texas.

158. Damage Prevention 047962: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 511 S. Henderson Ave. (Terry St.), Dallas, Dallas County, Texas.

159. Damage Prevention 047963: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 1131 Fort Worth Dr. (Roselawn Dr.), Denton, Denton County, Texas.

160. Damage Prevention 047964: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 807 Bernard (Eagle Dr.), Denton, Denton County, Texas.

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161. Damage Prevention 047965: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 200 N. 5th (GW Jackson), Corsicana, Navarro County, Texas.

162. Damage Prevention 047969: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 2634 N. Beckley Ave. (Main St.), Dallas, Dallas County, Texas.

163. Damage Prevention 047975: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 6401 Grand Bay Ct. (Splash), McKinney, Collin County, Texas.

164. Damage Prevention 047984: Coserv Gas, Ltd. enforcement action for violation of 16 TAC §18.8(a), at 2456 Ranchveiw Dr. (Marlin Dr.), Little Elm, Denton County, Texas.

165. Damage Prevention 047987: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 1200 Munson Ave. (Holt), College Station, Brazos County, Texas.

166. Damage Prevention 047988: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 300 Harwood (Greg), Bedford, Tarrant County, Texas.

167. Damage Prevention 047990: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 526 E. Belt Line Rd. (Blackwell Blvd.), Wilmer, Dallas County, Texas.

168. Damage Prevention 047996: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at CR 10 (Hwy. 287), Childress, Childress County, Texas.

169. Damage Prevention 047997: Ratliff Hardscape, Ltd. enforcement action for violation of 16 TAC §18.4(b), at Bedford Falls Ln. (Driscoll Ln.), Frisco, Denton County, Texas.

170. Damage Prevention 047998: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 7 Country Pl. (Sunset), Dalworthington Gardens, Tarrant County, Texas.

171. Damage Prevention 048000: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 216 S. 6th St. (Franklin Ave.), Waco, McLennan County, Texas.

172. Damage Prevention 048003: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 4745 Kelso Ct. (Kelso Ln.), Garland, Dallas County, Texas.

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173. Damage Prevention 048007: WTG Gas Processing, LP enforcement action for violation of 16 TAC §§18.11(a) and 18.8(a), at FM 2594 (CR 136), Rankin, Upton County, Texas.

174. Damage Prevention 048008: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 2013 Tam O Shanter Dr. (Yucca Ave.), Fort Worth, Tarrant County, Texas.

175. Damage Prevention 048009: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at S. 2nd (Sentry Dr.), Mansfield, Tarrant County, Texas.

176. Damage Prevention 048010: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 2913 Chisholm Trl. (Metker St.), Irving, Dallas County, Texas.

177. Damage Prevention 048011: Earth First Landscaping enforcement action for violation of 16 TAC §18.11(b), at LJ Parkway (Garden Plantation Dr.), Sugar Land, Fort Bend County, Texas.

178. Damage Prevention 048022: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 201 E. Abram St. (S. East), Arlington, Tarrant County, Texas.

179. Damage Prevention 048023: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 302 Boyd Loop (Island Bayou), Bonham, Fannin County, Texas.

180. Damage Prevention 048029: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 908 S. 20th St. (E. Ave. I), Temple, Bell County, Texas.

181. Damage Prevention 048035: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 839 8th St. (Ave. P), Somerville, Burleson County, Texas.

182. Damage Prevention 048039: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 3306 Cavitt Ave. (Gilbert St.), Bryan, Brazos County, Texas.

183. Damage Prevention 048043: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 1114 Shadyside Ln. (Grand Ave.), Dallas, Dallas County, Texas.

184. Damage Prevention 048052: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 214 Highland Ave. (Ella), Dublin, Erath County, Texas.

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185. Damage Prevention 048055: J F Construction, Inc. enforcement action for violation of 16 TAC §§18.11(b), 18.3(a) and 18.11(b), at 3911 Gilmer Rd., Longview, Gregg County, Texas.

186. Damage Prevention 048060: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 2200 S. Valley Pkwy. (W. Round Grove), Lewisville, Denton County, Texas.

187. Damage Prevention 048061: Ace Fence enforcement action for violation of 16 TAC §18.11(b), at 15504 City Garden Ln. (Teel Pkwy.), Prosper, Denton County, Texas.

188. Damage Prevention 048065: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at Sandalfoot Cir. (Mira Vista), Plano, Collin County, Texas.

189. Damage Prevention 048070: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 5813 Oakmont Ln. (Country Club Ln.), Fort Worth, Tarrant County, Texas.

190. Damage Prevention 048075: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 510 Zinn Dr. (Joan of Arc), Barrett, Harris County, Texas.

191. Damage Prevention 048088: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 3600 Wendell Dr. (Bewley), North Richland Hills, Tarrant County, Texas.

192. Damage Prevention 048089: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 1003 Missouri St., South Houston, Harris County, Texas.

193. Damage Prevention 048091: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at Occident (Gould), Stamford, Jones County, Texas.

194. Damage Prevention 048094: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 1955 Glenwood (Rosedale), Abilene, Taylor County, Texas.

195. Damage Prevention 048098: Texas Gas Service Company enforcement action for violation of 16 TAC §18.8(a), at 7516 Compass Dr., Austin, Travis County, Texas.

196. Damage Prevention 048099: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 1014 Fairview Ave. (Holleman), College Station, Brazos County, Texas.

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197. Damage Prevention 048100: Atmos Energy, West Texas Division enforcement action for violation of 16 TAC §18.8(a), at 312 NE 7th (Pierce), Amarillo, Potter County, Texas.

198. Damage Prevention 048101: M. Marlon Ivy & Assoc. enforcement action for violation of 16 TAC §18.3(e), at 12944 Grant Rd. (Quail Forest), Cypress, Harris County, Texas.

199. Damage Prevention 048117: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 1656 Creekside Dr. (Dove), Southlake, Tarrant County, Texas.

200. Damage Prevention 048126: City of Waco enforcement action for violation of 16 TAC §18.4(d), at 4307 Idylwood Ln. (Post Oak), Waco, McLennan County, Texas.

201. Damage Prevention 048127: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at N. Loring Ave. (E Gustavo St.), Laredo, Webb County, Texas.

202. Damage Prevention 048132: Matula & Matula Construction enforcement action for violation of 16 TAC §§18.11(b) and 18.11(b), at 209 Reid Rd., West Columbia, Brazoria County, Texas.

203. Damage Prevention 048134: Future Communication, Inc. enforcement action for violation of 16 TAC §18.3(e), at 300 Chaple Creek (River Birch Dr.), Lumberton, Hardin County, Texas.

204. Damage Prevention 048139: Superior Pipeline Services enforcement action for violation of 16 TAC §18.10(b), at 1368 Bus. Hwy. 287 (Bell Rd.), Iowa Park, Wichita County, Texas.

205. Damage Prevention 048152: Corbel Communications enforcement action for violation of 16 TAC §§18.3(e) and 18.4(d), at 4705 Walsall Loop (Hoffman Dr.), Austin, Travis County, Texas.

206. Damage Prevention 048187: Bradford Brothers enforcement action for violation of 16 TAC §§18.11(b), 18.3(e) and 18.11(b), at 8961 Palmetto Park (Loring Park), San Antonio, Bexar County, Texas.

207. Damage Prevention 048199: ADB Utility Contractors enforcement action for violation of 16 TAC §§18.11(b) and 18.10(b), at 10865 Shaenfield Rd. (Cavern Hill), San Antonio, Bexar County, Texas.

208. Damage Prevention 048200: Comfort-Air Engineering, Inc. enforcement action for violation of 16 TAC §18.4(a), at 2507 Kennedy Circle (George Schafer), San Antonio, Bexar County, Texas.

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209. Damage Prevention 048201: Bailey H.D.D. enforcement action for violation of 16 TAC §§18.10(b) and 18.11(b), at 4512 Athens Ave. (New Rd.), Waco, McLennan County, Texas.

ADMINISTRATIVE MATTERS

EXECUTIVE OFFICE

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

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

OFFICE OF GENERAL COUNSEL

212. Pending and/or contemplated litigation, rulemakings, and other actions initiated by or involving the U.S. Environmental Protection Agency, U.S. Department of Interior, U.S. Department of Transportation, and other federal agencies that may impact the State of Texas, including, but not limited to, the energy, pipeline, and natural resource industries. No update was received.

EXECUTIVE SESSION

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

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PUBLIC INPUT

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

The Commission adjourned @ 10:08 a.m.