

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

June 5, 2018

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, June 5, 2018 commencing at 9:31 a.m.](#) [Chairman Christi Craddick, Commissioner Ryan Sitton and Commissioner Wayne Christian were present.](#) [Chairman Craddick presided.](#)

HEARINGS DIVISION

GAS SERVICES

1. GUD No. 10697: Application filed by Atmos Energy - West Texas Division for Test Year 2017 annual interim rate adjustment for the unincorporated areas.
The Commission unanimously approved the Examiner's recommendation.
2. GUD No. 10698: Application Filed by Atmos Energy Corp., Mid-Tex Division for Test Year 2017 annual interim rate adjustment for the unincorporated areas.
The Commission unanimously approved the Examiner's recommendation.
3. GUD No. 10706: Application filed by Energy Transfer Fuel, LP pursuant to NGPA §311 for review of the reasonableness of a transportation rate.
The Commission unanimously approved the Examiner's recommendation.
4. GUD No. 10703: Application filed by Texas Gas Service Company for Test Year 2017 annual interim rate adjustment for the unincorporated areas of the Central Texas Service Area.
The Commission unanimously approved the Examiner's recommendation.
5. GUD No. 10710: Application filed by Texas Gas Service Company for Test Year 2017 annual interim rate adjustment for the unincorporated areas of the West Texas Service Area.
The Commission unanimously approved the Examiner's recommendation.

SURFACE MINING AND RECLAMATION

6. Docket No. C18-0005-SC-26-F: Application by Texas Municipal Power Agency for release of Phase I, II and III reclamation obligations for 99.0 acres and Phase III for 31.8 acres, Permit No. 26D, Gibbons Creek Lignite Mine, Grimes County, Texas.
The Commission unanimously approved the Examiner's recommendation.

OIL AND GAS

7. O&G 08-0305785: Complaint of Lanexco, Inc. regarding SBJ Energy Partners, L.L.C. (Operator No. 749824), the State of Texas Lease, Well No. 1001HZ, Shafter Lake (Yates) Field, and the University Lands Lease, Well No. 1201, Yates Field, Andrews County, Texas. The Commission unanimously approved the Examiner's recommendation.

8. O&G 09-0306832: Complaint of Medicine Mound Oil Company against Anticline Energy, LLC (Operator No. 026452) regarding the FD/Allred-Evans Heirs (33576) Lease, Well No. 76-02, Conley (Chester) Field, Hardeman County, Texas. The Commission unanimously approved the Examiner's recommendation.

9. O&G 7B-0308539: Enforcement action against Cawell Energy, LLC (Operator No. 140537) for violation of a Statewide Rule on the Reunion (28812) Lease, Well No. 1, Corsica (Caddo) Field, Stonewall County, Texas; Violation of 16 TAC §3.14(b)(2); Motion for Rehearing. The Commission unanimously approved the Examiner's recommendation.

10. O&G 03-0298004: Enforcement action against Bryan Woodbine Gathering, Inc. for violations of Statewide Rules on the Brazos County Facility - Reclamation Plant, Plant No. R9 #03-1116, Brazos County, Texas; Violation of 16 TAC §§3.8(d)(1) and 3.9; Motion for Rehearing. The Commission unanimously approved the Examiner's recommendation.

11. O&G 20-0310173: In Re: P-5 Organization Report of Atlas Fuel Supply, Ltd. (Operator No. 036582); Motion for Rehearing. The Commission unanimously approved the Examiner's recommendation.

12. O&G 20-0310175: In Re: P-5 Organization Report of BNR Operating, LLC (Operator No. 077577); Motion for Rehearing. The Commission unanimously approved the Examiner's recommendation.

13. O&G 20-0310184: In Re: P-5 Organization Report of Mayjac I, LLC (Operator No. 536431); Motion for Rehearing. The Commission unanimously approved the Examiner's recommendation.

14. O&G 20-0310187: In Re: P-5 Organization Report of RBE Wichita, LLC (Operator No. 685834); Motion for Rehearing. The Commission unanimously approved the Examiner's recommendation.

15. O&G 20-0310191: In Re: P-5 Organization Report of Roland Oil Company (Operator No. 726696); Motion for Rehearing. The Commission unanimously approved the Examiner's recommendation.

16. O&G 20-0310192: In Re: P-5 Organization Report of Sand Hawk, LLC (Operator No. 747071); Motion for Rehearing. The Commission unanimously approved the Examiner's recommendation.

OIL AND GAS CONSENT AGENDA (22 items; numbers 17 - 38)

The Commission unanimously approved the following applications with the exception of item #'s 31, 32, & 33 which were passed.

17. O&G 02-0308631: Application of Frostwood Energy, LLC to amend field rules for the Placedo Field, Victoria County, Texas.

18. O&G 02-0308632: Application of Frostwood Energy, LLC to amend field rules for the Ganado, West (4700 Zone) Field, Jackson County; Texas.

19. O&G 02-0308635: Application of Frostwood Energy, LLC to amend field rules for the McFaddin (4400) Field, Victoria and Refugio Counties, Texas.

20. O&G 04-0309350: Application of Frostwood Energy, LLC to amend field rules for the Portilla (Frio) Field, San Patricio County, Texas.

21. O&G 06-0309389: Application of KJ Energy, LLC to consider amending the field rules for the Brachfield, S.E. (Cotton Valley) Field, Rusk and Panola Counties, Texas.

22. O&G 08-0308425: Application of ConocoPhillips Company to amend field rules for the Ford, West (Wolfcamp) Field, Culberson, Loving and Reeves Counties, Texas.

23. O&G 06-0308944: Application of Erebor Resources, LLC to consolidate the Malapax (Hill) Field with the Reklaw (Rodessa) Field and to amend the permanent field rules for the Reklaw (Rodessa) Field, Cherokee County, Texas.

24. O&G 01-0308935: Application of SN Operating, LLC to consider an exception to 16 TAC §3.32 for the Hausser Lease, Well Nos. D1H, D2H, D3H, D4H, E2H, F3H, and F4H, Briscoe Ranch (Eagle Ford) Field, Frio County, Texas.

25. O&G 08-0309277: Application of Diamondback E&P LLC for an exception to 16 TAC §3.32 for the Rogers 6 Unit Battery (Lease ID No. 08-46781), Phantom (Wolfcamp) Field, Reeves County, Texas.

26. O&G 08-0309924: Single Signature P-4 Filing of Convert Operating, LLC (Op. No. 173992) for the Spears (37354) Lease, Well No. 1, Abell Field, Pecos County, Texas, to change the operator from Roca Production, Inc. (722193) to Convert Operating, LLC.

27. O&G 03-0310044: Single Signature P-4 Filing of Iago Production Company, LLC (Operator No. 421753) for the Horton Unit (00517) Lease, All Wells, Boling Field, Wharton County, Texas, to change the operator from Duderstadt, A.R. (Operator No. 229760) to Iago Production Company, LLC.

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28. O&G 03-0310046: Single Signature P-4 Filing of Gaither Petroleum Corporation (Operator No. 292850) for the Goose Creek Waste Water System 1 (10330) Lease, Well No. 1, Goose Creek Field, Harris County, Texas, to change the operator from Siempre Energy Operating, LLC (Operator No. 780191) to Gaither Petroleum Corporation.
29. O&G 03-0311482: Application of Leexus Oil LLC (495350) and Creative Oil and Gas Operating, LLC (187005) to supersede the well-plugging provision in the final order entered on April 24, 2018, in the above referenced Oil & Gas Docket No. 03-0304144.
30. O&G 03-0311485: Application of Leexus Oil LLC (495350) and Creative Oil and Gas Operating, LLC (187005) to supersede the well-plugging provision in the final order entered on April 24, 2018, in the above referenced Oil & Gas Docket No. 03-0304145.
31. O&G 7B-0309928: Complaint by George Christian that Chan West Oil Corporation (Operator No. 144179) does not have a good faith claim to operate the Taylor, L.F. (02160) Lease, Sojourner (Bursen) Field, Haskell County, Texas.
The Commission passed this item.
32. O&G 7B-0309929: Complaint by George Christian that Chan West Oil Corporation (Operator No. 144179) does not have a good faith claim to operate the Taylor, L.F. (13029) Lease, Sojourner (Strawn) Field, Haskell County, Texas.
The Commission passed this item.
33. O&G 7B-0309930: Complaint by George Christian that Chan West Oil Corporation (Operator No. 144179) does not have a good faith claim to operate the Sojourner (02833) Lease, Sojourner Field, Haskell County, Texas.
The Commission passed this item.
34. O&G 04-0309934: Complaint by Baffin Properties, Ltd. that Green Exploration Company (Operator No. 330179) does not have a good faith claim to operate the Baldwin, J.C. (141557) Lease, White Point, East (2940) Field, San Patricio County, Texas.
35. O&G 04-0309936: Complaint by Baffin Properties, Ltd. that Green Exploration Company (Operator No. 330179) does not have a good faith claim to operate the Baldwin, J.C. (10299) Lease, White Point, East Field, San Patricio County, Texas.
36. O&G 20-0310174: In Re: P-5 Organization Report of Avad Operating, LLC (Operator No. 037877); Motion for Rehearing.
37. O&G 20-0310183: In Re: P-5 Organization Report of Lee-Walker Mineral, LLC (Operator No. 495291); Motion for Rehearing.
38. O&G 08-0309910 Scala Energy Operating, LLC for the recommendation of a tight gas formation pursuant to 16 TAC §3.101 for the Wolfcamp Formation, Ford, West (Wolfcamp) Field, Culberson County, Texas.

RULE 15 INACTIVE WELL ITEMS (17 items; numbers 39 - 55)

The Commission unanimously approved the following inactive well items with the exception of item #'s 46 & 53 which came into compliance.

39. O&G 20-0311447: In Re: P-5 Organization Report of Adgo Resources LLC
(Operator No. 007912).

40. O&G 20-0311448: In Re: P-5 Organization Report of American Resources, Inc.
(Operator No. 019356).

41. O&G 20-0311449: In Re: P-5 Organization Report of Black Mac Oil, Inc.
(Operator No. 072693).

42. O&G 20-0311450: In Re: P-5 Organization Report of Diamond M Drlg & Expl Co.
(Operator No. 216913).

43. O&G 20-0311451: In Re: P-5 Organization Report of Donoco Oil Company
(Operator No. 222733).

44. O&G 20-0311452: In Re: P-5 Organization Report of Esco Oil Operating Company LLC
(Operator No. 254263).

45. O&G 20-0311453: In Re: P-5 Organization Report of Gapp Oil & Gas, LLC
(Operator No. 293986).

46. O&G 20-0311454: In Re: P-5 Organization Report of Golden, Marty Joe
(Operator No. 312774).

The Commission passed on this item. This item came into compliance.

47. O&G 20-0311455: In Re: P-5 Organization Report of Green Exploration Company
(Operator No. 330179).

48. O&G 20-0311456: In Re: P-5 Organization Report of Hendon Wm E. Jr. Rev Lvng Trust
(Operator No. 378270).

49. O&G 20-0311457: In Re: P-5 Organization Report of Hughes, Bill Drilling, Inc.
(Operator No. 411697).

50. O&G 20-0311458: In Re: P-5 Organization Report of Logas Energy, LLC
(Operator No. 505860).

51. O&G 20-0311459: In Re: P-5 Organization Report of New Mexico Westbrook Oil Corp.
(Operator No. 607888).

52. O&G 20-0311460: In Re: P-5 Organization Report of Oleum Operating Company, L.C.
(Operator No. 621462).

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53. O&G 20-0311461: In Re: P-5 Organization Report of South Gulf Enterprises, Inc. (Operator No. 802617).

The Commission passed on this item. This item came into compliance.

54. O&G 20-0311462: In Re: P-5 Organization Report of Texas Gulf Production Co. LLC (Operator No. 846255).

55. O&G 20-0311463: In Re: P-5 Organization Report of Westbrook Oil & Gas Co. Inc. (Operator No. 911135).

MASTER DEFAULT ORDERS (8 items; numbers 56 - 63)

The Commission unanimously approved the following default orders:

56. O&G 09-0305891: Enforcement action against Rock Energy Resources, LLC (Operator No. 722811) for violations of statewide rules on the Perkins (32889) Lease, Well Nos. 1, 1L, 2, 2L, 4L, 6L, and 8, Wichita County Regular Field, Wichita County, Texas; Violations of 16 TAC §§3.3(1), 3.3(2), 3.14(b)(2), and 3.9(9)(B); Order Nunc Pro Tunc.

57. O&G 09-0308341: Enforcement action against Gambill Energy, LLC (Operator No. 293413) for violations of statewide rules on the Sue Stringer 'B' (33219) Lease, Well No. 3B, Wichita County Regular Field, Wichita County, Texas; Violations of 16 TAC §§3.3(1), 3.3(2), and 3.14(b)(2).

58. O&G 10-0310293: Enforcement action against Morred, Inc. (Operator No. 586760) for violations of statewide rules on the Ingerton (04207) Lease, Well Nos. 3, 4, 5, 6, and 9D, Panhandle Hutchinson County Field, Hutchinson County, Texas; Violation of 16 TAC §3.14(b)(2).

59. O&G 09-0307606: Enforcement action against Randall Morehead, Sole Proprietor of Gra-Pac (Operator No. 319490) for violation of a statewide rule on the Washburn, J H (29475) Lease, Well No. 1, Sherman, SE. (Red Strawn) Field, Grayson County, Texas; Violation of 16 TAC §3.14(b)(2).

60. O&G 09-0309587: Enforcement action against Stoneriver Energy, LLC (Operator No. 823829) for violations of statewide rules on the Richardson "B" Gotham 1985 (25855) Lease, Well Nos. 1GI, 1WI, 2, 2W, 3, 4, 5, 7, 9, 11, 12, 13, 16, 17, 19, 20, 29 and 30, Archer County Regular Field, Archer County, Texas; Violations of 16 TAC §§3.3(1), 3.3(2), 3.8(d)(1), 3.13(a)(6)(A), 3.14(b)(2) and 3.46(j).

61. Damage Prevention Docket No. 44206: Enforcement action against Facilities Rehabilitation, Inc. for violation of Commission Rules for Underground Pipeline Damage Prevention at 7505 Danwood (D-K Ranch Road), Austin, Travis County, Texas; Violation of 16 TAC §18.10(b).

62. Damage Prevention Docket No. 44019: Enforcement action against Beale Corp LLC for violations of Commission Rules for Underground Pipeline Damage Prevention at 5406 Pointed Leaf, Missouri City, Fort Bend County, Texas; Violations of 16 TAC §§18.3(a) and 18.11(b).

63. Damage Prevention Docket No. 44311: Enforcement action against A&A Utility Company, LLC for violation of Commission Rules for Underground Pipeline Damage Prevention at 301 Industrial Park Lane, Willis, Montgomery County, Texas; Violation of 16 TAC §18.11(b).

OFFICE OF GENERAL COUNSEL

AGREED ENFORCEMENT ORDERS

The Commission unanimously approved the following agreed orders:

64. O&G 04-0306020: Green Exploration Company (Operator No. 330179) enforcement action regarding State Tract 973 (11361) Lease, Well No. 11, White Point, East (3030) Field, Nueces County, Texas. Violation of 16 TAC §§3.3(2), 3.13(a)(6)(A), and 3.73(i).

65. O&G 04-0306069: Green Exploration Company (Operator No. 330179) enforcement action regarding Cowels (12485) Lease, Well No. 1, Arnold-David, North (Lindsey) Field, Nueces County, Texas. Violation of 16 TAC §§3.3(2), 3.8(d)(1), 3.14(b)(2) and 3.22(b).

66. O&G 6E-0306711: Krog Partners, LLC (Operator No. 478189) enforcement action regarding Willis, Lillie (07765) Lease, Well Nos. 1, 2, 3, 4, and 5, East Texas Field, Gregg County, Texas. Violation of 16 TAC §§3.8(d)(1), 3.14(b)(2), 3.21(i), and Tex. Nat. Res. Code §91.143.

67. O&G 7C-0300436: Bustamante Oil Company (Operator No. 112685) enforcement action regarding Graham Ranch (16573) Lease, Well Nos. 1, 2 and 3A, Noelke (Wolfcamp, Lower) Field, Crockett County, Texas. Violation of 16 TAC §§3.3(2) and 3.14(b)(2).

68. O&G 7C-0309095: NGL Water Solutions Permian, LLC (Operator No. 609265) enforcement action regarding Barnhart 687 SWD (18661) Lease, Well No. 3, Lavan (Wolfcamp) Field, Irion County, Texas. Violation of 16 TAC §3.20(a)(1).

69. O&G 08-0307203: Royalty Resources, L.L.C. (Operator No. 732124) enforcement action regarding Foster, W. L. -B- (02932) Lease, Well Nos. 1, 2, 3, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14W, 17W, and 18W, Iatan, North Field, Howard County, Texas. Violation of 16 TAC §§3.8(d)(1) and 3.21(j).

70. O&G 08-0308835: 7S Oil and Gas, LLC (Operator No. 954992) enforcement action regarding Smith, F. G. (07265) Lease, Well Nos. 1C, 4, 5X, and 15, Ward, South Field, Ward County, Texas. Violation of 16 TAC §3.8(d)(1).

71. O&G 09-0305967: RJA TX Oil & Gas, LLC (Operator No. 714294) enforcement action regarding Howard (33588) Lease, Well No. 1002, Wildcat (8,400) Field, Hardeman County, Texas. Violation of 16 TAC §§3.3(1), 3.3(2), 3.3(3), and 3.14(b)(2).

72. Damage Prevention 011338: Perma Pier Foundation Repair Company enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 3215 Lasses (Crawford), San Antonio, Bexar County, Texas.

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73. Damage Prevention 028913: Perfecto Morales Construction enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 298 Sandflat Rd. (Hwy. 21 E.), Alto, Cherokee County, Texas.

74. Damage Prevention 043454: LEM enforcement action for violation of 16 TAC §18.10(b), at 2213 Via Del Norte Cir. (Keller Springs), Carrollton, Dallas County, Texas.

75. Damage Prevention 049285: Graves Plumbing enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 3005 Starr Ct., Bullard, Smith County, Texas.

76. Damage Prevention 050036: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 340 Blk. Shale Cir., Buda, Hays County, Texas.

77. Damage Prevention 052023: Reliable Signal & Lighting Solutions enforcement action for violation of 16 TAC §18.11(b), at 902 1/2 Pinemont (Brinkman), Houston, Harris County, Texas.

78. Damage Prevention 053009: Hill Bros. Directional Drilling, LLC enforcement action for violation of 16 TAC §§18.3(e), 18.11(b) and 18.11(b), at Dove Loop (Dooley), Grapevine, Tarrant County, Texas.

79. Damage Prevention 053370: Joslin Construction enforcement action for violation of 16 TAC §18.10(b), at 6335 Greenhouse Rd. (Rebel Yell Dr.), Houston, Harris County, Texas.

80. Damage Prevention 053674: Entergy enforcement action for violation of 16 TAC §18.11(b), at 6788 9th Ave. (Lake Arthur Dr.), Port Arthur, Jefferson County, Texas.

81. Damage Prevention 054149: Colonial Fence Company enforcement action for violation of 16 TAC §18.4(b), at 2606 Parker Oak Pass (Longpoint Path), Missouri City, Fort Bend County, Texas.

82. Damage Prevention 054366: Terry Black Construction, Inc. enforcement action for violation of 16 TAC §§18.3(a) and 18.11(b), at 208 W. Broadway St., Jefferson, Marion County, Texas.

83. Damage Prevention 054445: Quality Excavation enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at Hickory Hills Blvd. (Crest St.), Hickory Creek, Denton County, Texas.

84. Damage Prevention 054466: Jackson Construction enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 273 Reserve Ln., Lamar, Aransas County, Texas.

85. Damage Prevention 054487: John Moore Plumbing enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 800 Oyster Creek Dr., Sugar Land, Fort Bend County, Texas.

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86. Damage Prevention 054750: Geopro Foundation Co. enforcement action for violation of 16 TAC §§18.4(c), 18.11(b) and 18.11(b), at 1708 Woodcrest Ave. (Glennbrook), Corsicana, Navarro County, Texas.

87. Damage Prevention 054756: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 11017 Chimney Rock Rd., Houston, Harris County, Texas.

88. Damage Prevention 054791: Abrams-Kiewit Joint Venture enforcement action for violation of 16 TAC §§18.11(b), 18.11(b) and 18.4(b), at 1900 Paisano (Spur 1966), El Paso, El Paso County, Texas.

89. Damage Prevention 054808: Crossfire, LLC enforcement action for violation of 16 TAC §18.6(b), at 709A El Paso St. (Fourth St.), El Paso, El Paso County, Texas.

90. Damage Prevention 054824: Ragle Inc. enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 4407 Cardinal Dr. (E. Ann Arbor), Dallas, Dallas County, Texas.

91. Damage Prevention 054878: Flow-Line Construction, Inc. enforcement action for violation of 16 TAC §§18.4(a) and 18.11(b), at 600 N. Hays St. (N. Hampton St.), Fort Worth, Tarrant County, Texas.

92. Damage Prevention 054935: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 226 E. Austin (N. MLK), Elgin, Bastrop County, Texas.

93. Damage Prevention 054947: Targa PL Mid-Cont WestTex, LLC enforcement action for violation of 16 TAC §18.8(a), at 1130 CR 90, Midland, Midland County, Texas.

94. Damage Prevention 054988: Global Optics San Antonio, LP enforcement action for violation of 16 TAC §18.11(b), at 855 S. Brownleaf (Westleaf), San Antonio, Bexar County, Texas.

95. Damage Prevention 055005: Water Distribution enforcement action for violation of 16 TAC §18.3(e), at 3 N. Jackson (W. Harris), San Angelo, Tom Green County, Texas.

96. Damage Prevention 055023: RPMX Construction enforcement action for violation of 16 TAC §§18.4(b), 18.11(b) and 18.11(b), at 452 N. Holland (IH 360), Mansfield, Tarrant County, Texas.

97. Damage Prevention 055048: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 604 Featherstone (Bellevue Dr.), Cleburne, Johnson County, Texas.

98. Damage Prevention 055050: Centerpoint Energy (electric) enforcement action for violation of 16 TAC §§18.3(a) and 18.11(b), at 3200 Willow Tree Dr., Houston, Harris County, Texas.

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99. Damage Prevention 055051: B. Bray Construction, Inc. enforcement action for violation of 16 TAC §18.10(b), at 1015 Dickson (11th N.W.), Paris, Lamar County, Texas.

100. Damage Prevention 055053: Daltech Utilities enforcement action for violation of 16 TAC §18.11(b), at 3400 Blk. Royal Palm Dr., Mont Belvieu, Chambers County, Texas.

101. Damage Prevention 055054: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 2221 New York Ave. (E. Arkansas Ln.), Arlington, Tarrant County, Texas.

102. Damage Prevention 055056: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 301 Century Pkwy. (W. McDermott Dr.), Allen, Collin County, Texas.

103. Damage Prevention 055076: Axis Utilities, LLC enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 200 Springtown Way (N. IH 35), San Marcos, Hays County, Texas.

104. Damage Prevention 055077: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 2101 Handley Dr. (Normandy), Fort Worth, Tarrant County, Texas.

105. Damage Prevention 055079: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 6010 Azle Ave. (Loop 820 W.), Lake Worth, Tarrant County, Texas.

106. Damage Prevention 055083: Proficient Concrete, LLC enforcement action for violation of 16 TAC §§18.11(b) and 18.11(b), at 5241 Baker Blvd. (Will Rice), Irving, Dallas County, Texas.

107. Damage Prevention 055085: Keystone Concrete enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 1915 E.M. Franklin Ave. (E. Martin Luther King, Jr. Blvd.), Austin, Travis County, Texas.

108. Damage Prevention 055087: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 1350 W. Carrier Pkwy. (Ave. R), Grand Prairie, Dallas County, Texas.

109. Damage Prevention 055096: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 4216 Lantern Light Dr. (Evening Sun Rd.), Plano, Collin County, Texas.

110. Damage Prevention 055098: Texas Fence Company enforcement action for violation of 16 TAC §18.11(b), at 6503 Sutter Park Ln., Houston, Harris County, Texas.

111. Damage Prevention 055103: A&S Communications, Inc. enforcement action for violation of 16 TAC §18.11(b), at 24100 Blk. W. Hardy Rd. (Lemm Rd.), Spring, Harris County, Texas.

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112. Damage Prevention 055109: Bryan Texas Utilites enforcement action for violation of 16 TAC §18.11(b), at 3078 W. Embers Ct. (Thornberry Dr.), Bryan, Brazos County, Texas.

113. Damage Prevention 055110: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 3078 W. Embers Ct. (Thornberry Dr.), Bryan, Brazos County, Texas.

114. Damage Prevention 055120: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 108 Newport Pl. (Newport Dr.), Mesquite, Dallas County, Texas.

115. Damage Prevention 055126: Dallas Foundation Drilling Company, Inc. enforcement action for violation of 16 TAC §§18.11(b) and 18.10(b), at 1200 E. Seeton Rd. (Ladoga Dr.), Grand Prairie, Tarrant County, Texas.

116. Damage Prevention 055128: Proficient Concrete, LLC enforcement action for violation of 16 TAC §§18.4(b), 18.11(b) and 18.11(b), at 5237 Baker Blvd. (Riverside), Irving, Dallas County, Texas.

117. Damage Prevention 055138: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 116 Goliad (Lone Star Pkwy.), McGregor, McLennan County, Texas.

118. Damage Prevention 055147: Centerpoint Energy (electric) enforcement action for violation of 16 TAC §§18.11(b) and 18.3(c), at 19500 Ramblewood Dr., Humble, Harris County, Texas.

119. Damage Prevention 055176: Portland Utilities Construction Company enforcement action for violation of 16 TAC §18.3(a), at 5150 Idaho St. (Yellowstone Blvd.), Houston, Harris County, Texas.

120. Damage Prevention 055177: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 21395 Quail Point Ln., Porter, Montgomery County, Texas.

121. Damage Prevention 055207: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 2819 Fairway Dr., Sugar Land, Fort Bend County, Texas.

122. Damage Prevention 055209: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 10627 Sterling Manor Dr., Spring, Harris County, Texas.

123. Damage Prevention 055227: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 12821 Pantano Dr. (Chuckson Dr.), Houston, Harris County, Texas.

124. Damage Prevention 055232: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 152 Axis Trail (Cassena Ranch Rd.), Bastrop, Bastrop County, Texas.

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125. Damage Prevention 055233: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 6150 Slick Rock Dr. (Teaswood Dr.), Conroe, Montgomery County, Texas.
126. Damage Prevention 055242: Atmos Energy, West Texas Division enforcement action for violation of 16 TAC §18.8(a), at 3502 S. Taylor (S.W. 35th), Amarillo, Potter County, Texas.
127. Damage Prevention 055244: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 20027 Fieldtree (Southwick Dr.), Houston, Harris County, Texas.
128. Damage Prevention 055246: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 1496 McGuire (Landrum), League City, Galveston County, Texas.
129. Damage Prevention 055248: Mesquite Plumbing, Inc. enforcement action for violation of 16 TAC §§18.3(a), 18.11(a) and 18.11(b), at 1804 Chippewa Trl. (Osage Trl.), Mesquite, Dallas County, Texas.
130. Damage Prevention 055249: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 260 Cypress (9th St.), Blessing, Matagorda County, Texas.
131. Damage Prevention 055250: City of Beaumont City Utilities enforcement action for violation of 16 TAC §18.4(a), at 1900 Leight (Johnstown), Beaumont, Jefferson County, Texas.
132. Damage Prevention 055252: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 9206 Bayou Bluff Dr. (Colony Creek Dr.), Spring, Harris County, Texas.
133. Damage Prevention 055253: Apeck Construction, Inc. enforcement action for violation of 16 TAC §18.11(b), at 1713 Berkshire St. (Kendall Ln.), Waco, McLennan County, Texas.
134. Damage Prevention 055263: Amex Communications enforcement action for violation of 16 TAC §§18.11(b) and 18.4(b), at 21811 Pepperberry Trl., Spring, Harris County, Texas.
135. Damage Prevention 055266: Superior Landscape enforcement action for violation of 16 TAC §§18.3(a), 18.11(a) and 18.11(b), at 909 W. Magnolia Ave. (Alston Ave.), Fort Worth, Tarrant County, Texas.
136. Damage Prevention 055275: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 311 Kipp Ave. (First St.), Galveston, Galveston County, Texas.
137. Damage Prevention 055281: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 22770 Hwy. 59 N., Kingwood, Montgomery County, Texas.
138. Damage Prevention 055283: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 12606 Plum Meadows Ln. (Charrinton Dr.), Houston, Harris County, Texas.
139. Damage Prevention 055285: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 11000 Blk. Water Oak Dr., Flint, Smith County, Texas.

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140. Damage Prevention 055287: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 500 Sul Ross St. (Garrotts St.), Houston, Harris County, Texas.

141. Damage Prevention 055294: Young Electrical Services, Inc. enforcement action for violation of 16 TAC §§18.4(a) and 18.11(b), at 18918 Town Center Blvd., Humble, Harris County, Texas.

142. Damage Prevention 055299: CoServ Gas, Ltd. enforcement action for violation of 16 TAC §18.8(a), at 9717 Arkose Dr. (Marl Way), Denton, Denton County, Texas.

143. Damage Prevention 055329: Tommy Springfield enforcement action for violation of 16 TAC §§18.3(a) and 18.11(b), at 27115 Ranchland View (IH-10 W.), Boerne, Bexar County, Texas.

144. Damage Prevention 055337: Driver Pipeline enforcement action for violation of 16 TAC §§18.10(b) and 18.11(b), at Brazos St. (Ave. C), Wortham, Freestone County, Texas.

145. Damage Prevention 055354: Standard Utility Construction, Inc. enforcement action for violation of 16 TAC §18.10(b), at 6713 Commonwealth (Founders Rd.), Midland, Midland County, Texas.

146. Damage Prevention 055357: CoServ Gas, Ltd. enforcement action for violation of 16 TAC §18.8(a), at Coulter Lake (Bridle Blvd.), Frisco, Denton County, Texas.

147. Damage Prevention 055364: Lischka Utilities enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 5400 Dunsmore Harbor Ln., Katy, Harris County, Texas.

148. Damage Prevention 055367: Southwest Road & Safety Contractors enforcement action for violation of 16 TAC §§18.4(b), 18.11(b) and 18.11(b), at 4700 Polo Pkwy. (Castleford), Midland, Midland County, Texas.

149. Damage Prevention 055372: City of Navasota enforcement action for violation of 16 TAC §18.8(a), at 103 W. Stoneham (Tenth), Navasota, Grimes County, Texas.

150. Damage Prevention 055373: City of Navasota enforcement action for violation of 16 TAC §§18.11(b) and 18.11(b), at 103 W. Stoneham (Tenth), Navasota, Grimes County, Texas.

151. Damage Prevention 055374: Tri Dal, Ltd. enforcement action for violation of 16 TAC §§18.11(b) and 18.11(b), at 3424 Gillespie St. (Sale St.), Dallas, Dallas County, Texas.

152. Damage Prevention 055455: Eagle Contractor, Inc. enforcement action for violation of 16 TAC §18.3(e), at 500 E. Knox St. (N. Paris), Ennis, Ellis County, Texas.

153. Damage Prevention 055520: Housley Communications, Inc. enforcement action for violation of 16 TAC §18.11(b), at 2028 Main (N. 4th St.), Tahoka, Lynn County, Texas.

ADMINISTRATIVE MATTERS

EXECUTIVE OFFICE

154. Executive Director Report: Issues related to the management and operation of the agency, and personnel matters.

The Commission received an update from Executive Director Wei Wang.

155. Approval of the Strategic Plan for Fiscal Years 2019-2023.

The Commission unanimously approved staff's recommendation.

OFFICE OF GENERAL COUNSEL

156. 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.

157. Approval of certain agency contracts pursuant to the Commission's Delegation of Authority.

The Commission unanimously approved staff's recommendation.

RULE PROPOSAL/ADOPTION

158. Amendment of 16 Texas Administrative Code §3.70, relating to Pipeline Permits Required.

The Commission voted (2-1) to approve staff's recommendation. Chairman Craddick and Commissioner Christian voted yes and Commissioner Sitton voted no.

OIL AND GAS DIVISION

159. Approval of the Oil and Gas Monitoring and Enforcement Plan for Fiscal Year 2019.

The Commission unanimously approved staff's recommendation.

OVERSIGHT AND SAFETY DIVISION

160. Approval of Gas Services Forms and Form Changes.

The Commission unanimously approved staff's recommendation.

PUBLIC INPUT

161. 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 passed on this item.

EXECUTIVE SESSION

162. 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 recessed @ 10:02 a.m. to hold a closed meeting in the Willa Mae Palmer Conference Room (12-100). The meeting was called back to order @ 10:47 a.m. No action was taken.

The Commission adjourned @ 10:48 a.m.