

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

October 10, 2017

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 10, 2017 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. 10649: Application filed by Atmos Pipeline - Texas for the 2017 Rider Rev Adjustment.
The Commission unanimously approved the examiner's recommendation.

OIL AND GAS

2. O&G 05-0299855: Enforcement action against K & D Water Works, LLC (Operator No. 448763) for violations of Statewide Rules on the K & D Water Works Buffalo Yard, Washout Pit, Permit Nos. 011422A and 011422B, Freedom Field, Leon County, Texas; Violation of 16 TAC §3.1(a) and §3.8(d)(2).
The Commission unanimously approved the examiner's recommendation.

3. O&G Docket No.01-0302640: Application of Ammonite Oil & Gas Corp. pursuant to the Mineral Interest Pooling Act for the State Lease M-117248 for the Naylor Jones Unit 11, Well No. 1H, Eagleville (Eagle Ford-1) Field, McMullen County, Texas.
The Commission passed on this item.

4. O&G Docket No.01-0302641: Application of Ammonite Oil & Gas Corp. pursuant to the Mineral Interest Pooling Act for the State Lease M-117248 for the Naylor Jones Unit 11, Well No. 2H, Eagleville (Eagle Ford-1) Field, McMullen County, Texas.
The Commission passed on this item.

5. O&G Docket No.01-0302642: Application of Ammonite Oil & Gas Corp. pursuant to the Mineral Interest Pooling Act for the State Lease M-117248 for the Naylor Jones Unit 13, Well No. 1H, Eagleville (Eagle Ford-1) Field, McMullen County, Texas.
The Commission passed on this item.

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6. O&G Docket No.01-0302643: Application of Ammonite Oil & Gas Corp. pursuant to the Mineral Interest Pooling Act for the State Lease M-117248 for the Naylor Jones Unit 13, Well No. 2H, Eagleville (Eagle Ford-1) Field, McMullen County, Texas. The Commission passed on this item.

7. O&G Docket No.01-0302644: Application of Ammonite Oil & Gas Corp. pursuant to the Mineral Interest Pooling Act for the State Lease M-117248 for the Naylor Jones Unit 26, Well No. 2H, Eagleville (Eagle Ford-1) Field, McMullen County, Texas. The Commission passed on this item.

8. O&G Docket No.01-0302646: Application of Ammonite Oil & Gas Corp. pursuant to the Mineral Interest Pooling Act for the State Lease M-117248 for the Naylor Jones Unit 28, Well No. 1H, Eagleville (Eagle Ford-1) Field, McMullen County, Texas. The Commission passed on this item.

9. O&G Docket No.01-0302647: Application of Ammonite Oil & Gas Corp. pursuant to the Mineral Interest Pooling Act for the State Lease M-117248 for the Naylor Jones Unit 28, Well No. 2H, Eagleville (Eagle Ford-1) Field, McMullen County, Texas. The Commission passed on this item.

10. O&G Docket No.01-0302648: Application of Ammonite Oil & Gas Corp. pursuant to the Mineral Interest Pooling Act for the State Lease M-117248 for the Naylor Jones Unit 31, Well No. 1H, Eagleville (Eagle Ford-1) Field, McMullen County, Texas. The Commission passed on this item.

11. O&G Docket No.01-0302649: Application of Ammonite Oil & Gas Corp. pursuant to the Mineral Interest Pooling Act for the State Lease M-117248 for the Block A Unit, Well No. 1H, Eagleville (Eagle Ford-1) Field, McMullen County, Texas. The Commission passed on this item.

12. O&G Docket No.01-0302650: Application of Ammonite Oil & Gas Corp. pursuant to the Mineral Interest Pooling Act for the State Lease M-117248 for the Block A Unit, Well No. 2H, Eagleville (Eagle Ford-1) Field, McMullen County, Texas. The Commission passed on this item.

13. O&G Docket No.01-0302651: Application of Ammonite Oil & Gas Corp. pursuant to the Mineral Interest Pooling Act for the State Lease M-117248 for the Fowlerlon Unit B, Well No. 1H, Eagleville (Eagle Ford-1) Field, McMullen County, Texas. The Commission passed on this item.

14. O&G Docket No.01-0302652: Application of Ammonite Oil & Gas Corp. pursuant to the Mineral Interest Pooling Act for the State Lease M-117248 for the River Lowe Ranch, Well No. 11H, Eagleville (Eagle Ford-1) Field, McMullen County, Texas. The Commission passed on this item.

15. O&G Docket No.01-0302653: Application of Ammonite Oil & Gas Corp. pursuant to the Mineral Interest Pooling Act for the State Lease M-117248 for the River Lowe Ranch, Well No. 14H, Eagleville (Eagle Ford-1) Field, McMullen County, Texas. The Commission passed on this item.

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16. O&G Docket No.01-0302654: Application of Ammonite Oil & Gas Corp. pursuant to the Mineral Interest Pooling Act for the State Lease M-117248 for the River Lowe Ranch, Well No. 15H, Eagleville (Eagle Ford-1) Field, McMullen County, Texas. The Commission passed on this item.

17. O&G Docket No.01-0302655: Application of Ammonite Oil & Gas Corp. pursuant to the Mineral Interest Pooling Act for the State Lease M-117248 for the River Lowe Ranch, Well No. 16H, Eagleville (Eagle Ford-1) Field, McMullen County, Texas. The Commission passed on this item.

18. O&G Docket No.01-0302656: Application of Ammonite Oil & Gas Corp. pursuant to the Mineral Interest Pooling Act for the State Lease M-117248 for the River Lowe Ranch, Well No. 17H, Eagleville (Eagle Ford-1) Field, McMullen County, Texas. The Commission passed on this item.

19. O&G Docket No. 01-0303023: Single Signature P-4 Filing of Advantagewon Oil, US, Corp. (Op. No. 008490) for the Mills, L.H. (00772) Lease, Well Nos. 1 & 2, and the State of Texas & Mills, L.H. (02171) Lease, Well No. 1, Kaye (Navarro) Field, Wilson County, Texas, to change the operator from W.W. Energy (888510) to Advantagewon Oil, US, Corp.; Motion for Rehearing. The Commission unanimously approved the examiner's recommendation.

OIL AND GAS CONSENT AGENDA (25 items; numbers 20 - 44)

The Commission unanimously approved the following applications:

20. O&G 8A-0305771: Application of Raw Oil & Gas, Inc. for permanent field rules in the Monarch (San Andres) Field, Gaines County, Texas.

21. O&G 02-0305519: Application of Burlington Resources O&G Co. LP to amend field rules for the Dewitt (Eagle Ford) Field, DeWitt, Gonzales, Karnes and Lavaca Counties, Texas.

22. O&G 02-0305520: Application of Burlington Resources O&G Co. LP to amend field rules for the Sugarkane (Eagle Ford) Field, Bee, DeWitt, Gonzales, Karnes, Live Oak and McMullen Counties, Texas.

23. O&G 10-0305401: Application of Sanguine Gas Exploration, LLC to consider a net gas-oil ratio and cancellation of overproduction for the Champ (09342) Lease, Well No. 1023, Mills Ranch (Des Moines) Field, Wheeler County, Texas.

24. O&G 08-0305235: Application of XTO Energy Inc. for an exception to 16 TAC §3.32 for the Zant 201H Tank Battery (38900) Lease, and the Zant 201 Tank Battery (Commingling Permit No. 08-7660), Spraberry (Trend Area) and Wilshire (Pennsylvanian) Fields, Glasscock County, Texas.

25. O&G 08-0305441: Application of XTO Energy Inc. for an exception to 16 TAC §3.32 for the Brown-Altman-B TB 2 (Commingling Permit No. 08-4160), Emperor (Holt), Emperor (Wichita Albany), Emperor (Wolfcamp), Emperor, Deep, Emperor, East (Clear Fork, Lo.), and Emperor (Wolfcamp, Upper) Fields, Winkler County, Texas.

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26. O&G 7B-0306150: Complaint by Sturdivant Progress Water Supply Corporation that Rollo Resources, LLC (Operator No. 726791) does not have a good faith claim to operate the Buchanan, H. Unit (090673) Lease, Well No. 1, Mineral Wells, S. (Congl) Field, Palo Pinto County, Texas.

27. O&G 7B-0306001: In Re: Commission called hearing to provide Bearco Operating Co., Inc. (Operator No. 060046) an opportunity to demonstrate that it has a good faith claim to operate the Shelton B (25131) Lease, Well Nos. 1 and 2, Throckmorton County, Texas.

28. O&G 6E-0306213: Single Signature P-4 Filing of Miken Oil, Inc. (Operator No. 566783) for the Bean, J. S. (07494) Lease, East Texas Field, Rusk County, Texas, to change the operator from White Tiger Production (Operator No. 916968) to Miken Oil, Inc.

29. O&G 06-0306358: Single Signature P-4 Filing of TTK Energy LLC (Operator No. 872261) for the Green, C. #1 (13685) Lease, Well No. 4AT, Quitman Field, Wood County, Texas, to change the operator from Vogo, Inc. (Operator No. 886321) to TTK Energy LLC.

30. O&G 06-0306359: Single Signature P-4 Filing of TTK Energy LLC (Operator No. 872261) for the Green, C. #1 (RRC Gas ID No. 016528) Lease, Well No. 4AC, Quitman (Kirkland) Field, Wood County, Texas, to change the operator from Vogo, Inc. Operator No. 886321) to TTK Energy LLC.

31. O&G 06-0306360: Single Signature P-4 Filing of TTK Energy LLC (Operator No. 872261) for the Green, C. #1 (RRC Gas ID No. 016523) Lease, Well No. 4AT, Quitman (Rodessa) Field, Wood County, Texas, to change the operator from Vogo, Inc. (Operator No. 886321) to TTK Energy LLC.

32. O&G 06-0306361: Single Signature P-4 Filing of TTK Energy LLC (Operator No. 872261) for the Green, C. #1 (01426) Lease, Well No. 2A, Quitman (Sub-Clarksville) Field, Wood County, Texas, to change the operator from Vogo, Inc. (Operator No. 886321) to TTK Energy LLC.

33. O&G 7B-0305234: Single Signature P-4 Transfer of Record Operator for the Snowden-Hart Unit #1 (RRC Gas ID No. 057178) Lease, Well No. 1, Palo Pinto Co. Reg. (Gas) Field, Palo Pinto County, Texas, from Palo Pinto Bond Company, LLC (Operator No. 637403) to Borderline Operating Corp (Operator No. 082999); Order Nunc Pro Tunc.

34. O&G 03-0306123: Single Signature P-4 Filing of H.E.R. Operating LLC (Op. No. 340442) for the McBride Fee (24820) Lease, Well No. 4, Batson New Field, Hardin County, Texas, to change the operator from IPACT (Op. No. 425810) to H.E.R. Operating LLC.

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35. O&G 01-0306134: Single Signature P-4 Filing of Ramona Oil and Gas, LLC (Op. No. 689478) for the Ploch (13058) Lease, Well No. 1, Saspamco Field, Wilson County, Texas, to change the operator from SR Oil and Gas, LLC (Op. No. 810831) to Ramona Oil and Gas, LLC.

36. O&G 01-0306135: Single Signature P-4 Filing of Ramona Oil and Gas, LLC (Op. No. 689478) for the Ploch, Mary R. Trust (14030) Lease, Well No. 1, Saspamco Field, Wilson County, Texas, to change the operator from SR Oil and Gas, LLC (Op. No. 810831) to Ramona Oil and Gas, LLC.

37. O&G 01-0306136: Single Signature P-4 Filing of Ramona Oil and Gas, LLC (Op. No. 689478) for the Blain, F.L. (11788) Lease, Well No. 2, Pandora, NW (Austin Chalk) Field, Wilson County, Texas, to change the operator from SR Oil and Gas, LLC (Op. No. 810831) to Ramona Oil and Gas, LLC.

38. O&G 20-0306520: In Re: P-5 Organization Report of 4P Energy Texas, LLC (Operator No. 953803).

39. O&G 20-0306532: In Re: P-5 Organization Report of HSS 4300 Op, Inc. (Operator No. 407791).

40. O&G 20-0306536: In Re: P-5 Organization Report of Mac 5 Operating, LLC (Operator No. 519562).

41. O&G 20-0306539: In Re: P-5 Organization Report of Oxenergy Incorporated (Operator No. 630140).

42. O&G 20-0306540: In Re: P-5 Organization Report of Pangea Corporation (Operator No. 637942).

43. O&G 20-0306549: In Re: P-5 Organization Report of Sweetwater Production, Inc. (Operator No. 833297).

44. O&G 08-0306271: COG 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 (25 items; numbers 45 - 69)

The Commission unanimously approved the following inactive well items:

45. O&G 20-0306975: In Re: P-5 Organization Report of A K & K Enterprises LLC (Operator No. 000388).

46. O&G 20-0306976: In Re: P-5 Organization Report of B-3 Oil Co. (Operator No. 042199).

47. O&G 20-0306977: In Re: P-5 Organization Report of Beach Oil & Gas, Inc. (Operator No. 058921).

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48. O&G 20-0306978: In Re: P-5 Organization Report of BEP Operating, LLC (Operator No. 066718).
49. O&G 20-0306979: In Re: P-5 Organization Report of Brine & Fluids of Pecos, LLC (Operator No. 093393).
50. O&G 20-0306980: In Re: P-5 Organization Report of C & N Oil Co (Operator No. 120738).
51. O&G 20-0306981: In Re: P-5 Organization Report of Cumming Company, Inc., The (Operator No. 194204).
52. O&G 20-0306982: In Re: P-5 Organization Report of Dominion Oil USA Corp. (Operator No. 222285).
53. O&G 20-0306983: In Re: P-5 Organization Report of EOI Eagle Operating, Inc. (Operator No. 253129).
54. O&G 20-0306984: In Re: P-5 Organization Report of Givens, Patricia (Operator No. 307499).
55. O&G 20-0306985: In Re: P-5 Organization Report of Higher Standard Oil Company, Inc. (Operator No. 385715).
56. O&G 20-0306986: In Re: P-5 Organization Report of Hilliard-Bender Energy, LLC (Operator No. 388700).
57. O&G 20-0306987: In Re: P-5 Organization Report of Linder Oil Company, A Partnership (Operator No. 501201).
58. O&G 20-0306988: In Re: P-5 Organization Report of Malish Operating, LLC (Operator No. 523181).
59. O&G 20-0306989: In Re: P-5 Organization Report of Marshfield Oil & Gas, LLC (Operator No. 527870).
60. O&G 20-0306990: In Re: P-5 Organization Report of Miller Energy Company (Operator No. 567746).
61. O&G 20-0306991: In Re: P-5 Organization Report of Penwell Energy, Inc. (Operator No. 652943).
62. O&G 20-0306992: In Re: P-5 Organization Report of R & A Moore, Inc. (Operator No. 685765).
63. O&G 20-0306993: In Re: P-5 Organization Report of STM Oil & Gas LLC (Operator No. 741187).
64. O&G 20-0306994: In Re: P-5 Organization Report of Sandstone Services, LLC (Operator No. 748023).

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65. O&G 20-0306995: In Re: P-5 Organization Report of Siempre Energy Operating, LLC (Operator No. 780191).

66. O&G 20-0306996: In Re: P-5 Organization Report of Sun-Key Oil Co., Inc. (Operator No. 829320).

67. O&G 20-0306997: In Re: P-5 Organization Report of Trinity Bay Oil & Gas, Inc. (Operator No. 869984).

68. O&G 20-0306998: In Re: P-5 Organization Report of WFMMS, Inc. (Operator No. 888066).

69. O&G 20-0306999: In Re: P-5 Organization Report of 3 W Investments LLC (Operator No. 953810).

MASTER DEFAULT ITEMS (5 items; numbers 70 - 74)

The Commission unanimously approved the following default orders:

70. LP-Gas No. 02422: Enforcement action against Dwain's North End Tire & Lube (License No. 17487, Expired) for violations of LP-Gas Safety Rules at Dwain's North End Tire & Lube, 12800 FM 92, Silsbee, Hardin County, Texas; Violation of 16 TAC §§9.7(h) and 9.17(b)(4).

71. Damage Prevention Docket No. 012999: Enforcement action against Golden Construction Company for violation of Commission Rules for Underground Pipeline Damage Prevention at 1733 Ebony Ln. (Rosslyn), Houston, Harris County, Texas; Violation of 16 TAC §§18.3(a) and 18.11(b).

72. Damage Prevention Docket No. 019445: Enforcement action against Golden Construction Company for violation of Commission Rules for Underground Pipeline Damage Prevention at 206 Payne St., Houston, Harris County, Texas; Violation of 16 TAC §18.11(b).

73. Damage Prevention Docket No. 019433: Enforcement action against Golden Construction Company for violation of Commission Rules for Underground Pipeline Damage Prevention at 15323 Bonita Springs Dr., Houston, Harris County, Texas; Violation of 16 TAC §18.11(b).

74. Damage Prevention Docket No. 009283: Enforcement action against Golden Construction Company for violation of Commission Rules for Underground Pipeline Damage Prevention at 3046 Mosby Dr., Sugar Land, Fort Bend County, Texas; Violation of 16 TAC §18.11(b).

OFFICE OF GENERAL COUNSEL

AGREED ENFORCEMENT ORDERS (110 items; numbers 75 - 184)

The Commission unanimously approved the following agreed orders:

75. O&G 01-0304972: JAD Oil, Inc. (Operator No. 429555) enforcement action regarding Davenport North Pasture (09328) Lease, Well Nos. 1, 2, 3, 5 and 6, Salt Flat Field, Caldwell County, Texas. Violation of 16 TAC §§3.3(3) and 3.46(a).

76. O&G 7B-0302481: Hale Drilling & Production, Inc (Operator No. 346174) enforcement action regarding Jordyn Bailee Lease, Well No. 3 (Drilling Permit No. 811594), Comanche County Regular Field, Comanche County, Texas. Violation of 16 TAC §§3.5(a) and 3.16(b).

77. O&G 7C-0303059: Strawn Partners Operating, LLC (Operator No. 825811) enforcement action regarding Carol Gassiot Lease, Well No. 1 (Drilling Permit No. 817045), Wildcat Field, McCulloch County, Texas. Violation of 16 TAC §§3.2(a), 3.3(1), 3.8(d)(1), 3.8(d)(4)(H)(i), 3.13(a)(6)(A) and 3.16(b).

78. O&G 7C-0304961: OZTX Oil & Gas, L.L.C. (Operator No. 630575) enforcement action regarding Pure-Vaughn (01211) Lease, Well Nos. 2, 4, 6, 7, 9, 10D, 16, 17 and 41W, Pure-Bean Field, Crockett County, Texas. Violation of 16 TAC §3.8(d)(1).

79. LP-Gas 02772: Ferrellgas, L.P. (License No. 09280) enforcement action regarding Camp Hoblitzelle, 8060 Singleton Road, Midlothian, Ellis County, Texas. Violation of 16 TAC §9.401.

80. LP-Gas 02805: Suburban Propane LP (License No. 19525) enforcement action regarding QMart, 11710 N. IH 35, Jarrell, Williamson County, Texas. Violation of 16 TAC §9.132.

81. LP-Gas 02806: Suburban Propane LP (License No. 19525) enforcement action regarding F.B. McIntire Equipment Co., 3025 S. Cravens, Fort Worth, Tarrant County, Texas. Violation of 16 TAC §9.401.

82. LP-Gas 02854: Suburban Propane LP (License No. 19525) enforcement action regarding CSI (Bldg. #2), 204 Dean Street, Gilmer, Upshur County, Texas. Violation of 16 TAC §9.401.

83. GUD 10650: Marathon Pipe Line LLC (Company ID No. 7518) enforcement action regarding Mont Belvieu-GBR, 8" Butane (ID# 552632), Chambers, Galveston and Harris Counties, Texas. Violation of 49 CFR 195.577(a).

84. Damage Prevention 041201: Riviera Apartment Maintenance enforcement action for violation of 16 TAC §§18.3(a) and 18.11(b), at 2011 Dollarhide (Bob Billa), San Antonio, Bexar County, Texas.

85. Damage Prevention 043184: REIM Construction enforcement action for violation of 16 TAC §§18.3(a) and 18.11(b), at Hillside Rd. (Cactus Dr.), Laredo, Webb County, Texas.

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86. Damage Prevention 049106: PM Construction enforcement action for violation of 16 TAC §§18.11(b) and 18.11(b), at 112 Douglas St., Richmond, Fort Bend County, Texas.

87. Damage Prevention 049510: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 1819 Angeline (Samuel), Houston, Harris County, Texas.

88. Damage Prevention 050198: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 6300 Blk. Walden Rd., Beaumont, Jefferson County, Texas.

89. Damage Prevention 051873: T&D Solutions enforcement action for violation of 16 TAC §18.10(b), at 2011 Crockett Court (Crockett Cir.), Irving, Dallas County, Texas.

90. Damage Prevention 051881: Land Pro Creations enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 718 Steppe Dr. (McCreary Rd.), Murphy, Collin County, Texas.

91. Damage Prevention 052079: D&D Excavation & Sitework enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 1131 Guadalupe Dr., Cibolo, Guadalupe County, Texas.

92. Damage Prevention 052107: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 2699 Calder Rd. (Oleander Ln.), League City, Galveston County, Texas.

93. Damage Prevention 052128: Ruiz Landscaping enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 26211 Seminole Hill Ln., Katy, Fort Bend County, Texas.

94. Damage Prevention 052135: D.L. Meacham, LP enforcement action for violation of 16 TAC §§18.3(a) and 18.11(b), at Sienna Pkwy. (Scanlan Trace), Missouri City, Fort Bend County, Texas.

95. Damage Prevention 052214: JSZY Construction enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 1400 Shady Oaks Ln. (Indian Creek Dr.), Westover Hills, Tarrant County, Texas.

96. Damage Prevention 052246: Canyon Tool Services enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at Hwy. 385 (FM 41), Sundown, Hockley County, Texas.

97. Damage Prevention 052324: Fonseca Utility Construction enforcement action for violation of 16 TAC §§18.11(b) and 18.11(b), at 5494 Babcock Rd. (Eckert Rd.), San Antonio, Bexar County, Texas.

98. Damage Prevention 052338: Brazos Landworks, LLC enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 4716 Miramont Cir. (F. Ken Nicolas Ave.), Bryan, Brazos County, Texas.

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99. Damage Prevention 052447: PM Construction enforcement action for violation of 16 TAC §§18.11(b) and 18.4(d), at 11015 Bandlon Dr., Houston, Harris County, Texas.

100. Damage Prevention 052517: PM Construction enforcement action for violation of 16 TAC §18.3(e), at 11314 Oak Center Dr. (Wild Acres Dr.), Houston, Harris County, Texas.

101. Damage Prevention 052544: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at Sunset St. (Black Welder St.), Gregory, San Patricio County, Texas.

102. Damage Prevention 052546: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 704 Colorado, Port Lavaca, Calhoun County, Texas.

103. Damage Prevention 052555: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at Farrar (Hargett), Clute, Brazoria County, Texas.

104. Damage Prevention 052559: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 503 7th St. (N. Ave. D), Humble, Harris County, Texas.

105. Damage Prevention 052561: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 2100 FM 2004 (288 Business), Richwood, Brazoria County, Texas.

106. Damage Prevention 052567: City of Post enforcement action for violation of 16 TAC §§18.3(a) and 18.11(b), at 116 E. 4th (Ave. I), Post, Garza County, Texas.

107. Damage Prevention 052573: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 4400 Blk. Yupon Ridge Dr., Houston, Harris County, Texas.

108. Damage Prevention 052581: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 438 Flournoy Rd., Alice, Jim Wells County, Texas.

109. Damage Prevention 052583: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 4035 Tree Moss Pl., Humble, Harris County, Texas.

110. Damage Prevention 052584: City of Palestine enforcement action for violation of 16 TAC §18.11(b), at 1201 N. Sycamore St. (W. Green St.), Palestine, Anderson County, Texas.

111. Damage Prevention 052586: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 507 6th St. (N. Ave. D), Humble, Harris County, Texas.

112. Damage Prevention 052592: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 5211 Barker Cypress Rd., Houston, Harris County, Texas.

113. Damage Prevention 052594: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 1602 Lane St., Laredo, Webb County, Texas.

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114. Damage Prevention 052595: Belknap Plumbing Systems, Inc. enforcement action for violation of 16 TAC §§18.11(b), 18.11(b) and 18.10(b), at 12720 Southwest Fwy., Stafford, Fort Bend County, Texas.

115. Damage Prevention 052599: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 1402 Washington Blvd. (Ave. A), Beaumont, Jefferson County, Texas.

116. Damage Prevention 052602: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at Westbrook Dr. (Sweetwater Ln.), Houston, Harris County, Texas.

117. Damage Prevention 052612: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 9195 Dishman Rd., Beaumont, Jefferson County, Texas.

118. Damage Prevention 052620: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at Kuykendahl Rd. (Spring Rain), Cypress, Harris County, Texas.

119. Damage Prevention 052626: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 318 N. Cypress Estates Cir. (Cypress Estates Dr.), Spring, Harris County, Texas.

120. Damage Prevention 052637: City of Temple enforcement action for violation of 16 TAC §18.11(b), at 2109 W. Ave. H (W. Ave. H), Temple, Bell County, Texas.

121. Damage Prevention 052638: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at Wilcrest Dr. (Bissonet Dr.), Houston, Harris County, Texas.

122. Damage Prevention 052641: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 800 Blk. Dogberry Ct., Conroe, Montgomery County, Texas.

123. Damage Prevention 052661: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 2310 N. Mission Cir. (San Joaquin Pkwy.), Friendswood, Galveston County, Texas.

124. Damage Prevention 052698: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at Pinemont (Ella), Houston, Harris County, Texas.

125. Damage Prevention 052699: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 17811 Valley Palms Dr., Spring, Harris County, Texas.

126. Damage Prevention 052706: Fonseca Utility Construction enforcement action for violation of 16 TAC §18.11(b), at 4613 Estes Park Rd. (Estes Park Ct.), Haltom City, Tarrant County, Texas.

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127. Damage Prevention 052710: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 22710 Red Pine Dr., Tomball, Harris County, Texas.

128. Damage Prevention 052715: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 3214 Druid (Yorkdale), Houston, Harris County, Texas.

129. Damage Prevention 052734: Quality Excavation, Ltd. enforcement action for violation of 16 TAC §§18.3(a) and 18.11(b), at 24 Hickory Hills Blvd. (Crest Ct.), Hickory Creek, Denton County, Texas.

130. Damage Prevention 052735: SMC Utility Construction enforcement action for violation of 16 TAC §18.11(b), at 2500 Trinity (25th), Plainview, Hale County, Texas.

131. Damage Prevention 052740: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 10105 Hufsmith Rd., Tomball, Harris County, Texas.

132. Damage Prevention 052745: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 23100 Harrowby Dr., Spring, Harris County, Texas.

133. Damage Prevention 052751: San Saba Construction enforcement action for violation of 16 TAC §18.3(a), at 1211 Gano St. (Akard St.), Dallas, Dallas County, Texas.

134. Damage Prevention 052754: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 7524 Summitview Dr. (Blue Sage Ct.), Irving, Dallas County, Texas.

135. Damage Prevention 052774: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 16507 Regal Exeter Dr. (Lancaster Hill Ln.), Houston, Harris County, Texas.

136. Damage Prevention 052777: Gardner Telecommunications enforcement action for violation of 16 TAC §18.11(b), at 1225 W. College Ave. (IH 35 E.), Carrollton, Dallas County, Texas.

137. Damage Prevention 052781: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 4732 Glengarry (Cottingham), Houston, Harris County, Texas.

138. Damage Prevention 052783: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 1405 Biggs Ter. (Biggs Cir.), Arlington, Tarrant County, Texas.

139. Damage Prevention 052787: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 1501 Biggs Ter. (Biggs Cir.), Arlington, Tarrant County, Texas.

140. Damage Prevention 052790: Texas Gas Service Company enforcement action for violation of 16 TAC §18.8(a), at 4531 Ave. F (W. 46th St.), Austin, Travis County, Texas.

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141. Damage Prevention 052791: Pavement Services Corporation enforcement action for violation of 16 TAC §§18.11(b) and 18.11(b), at 7400 Summitview Dr. (Huntersridge Ct.), Irving, Dallas County, Texas.

142. Damage Prevention 052792: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 7400 Summitview Dr. (Huntersridge Ct.), Irving, Dallas County, Texas.

143. Damage Prevention 052797: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 3812 Mican Dr. (Schofield Dr.), Dallas, Dallas County, Texas.

144. Damage Prevention 052806: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 91 Barnett Shale Dr. (Boonville Dr.), Bridgeport, Wise County, Texas.

145. Damage Prevention 052814: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 405 Valley Glen Dr. (Shady Brook), Richardson, Collin County, Texas.

146. Damage Prevention 052818: ADB Companies enforcement action for violation of 16 TAC §18.11(b), at 352 Elks Dr. (Huron Dr.), San Antonio, Bexar County, Texas.

147. Damage Prevention 052820: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 5735 Llano Ave. (Matilda St.), Dallas, Dallas County, Texas.

148. Damage Prevention 052821: City of Denton enforcement action for violation of 16 TAC §18.4(a), at 729 Del (Riney), Denton, Denton County, Texas.

149. Damage Prevention 052825: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 1404 Findlay Dr. (Findlay Ct.), Arlington, Tarrant County, Texas.

150. Damage Prevention 052839: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 1005 W. Hickory St. (Welch St.), Denton, Denton County, Texas.

151. Damage Prevention 052843: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 1606 Buena Vista Ave. (Portola Dr.), Garland, Dallas County, Texas.

152. Damage Prevention 052847: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 2626 Country Valley Dr. (Centerville Rd.), Garland, Dallas County, Texas.

153. Damage Prevention 052855: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at College St. (Hwy. 67), Keene, Johnson County, Texas.

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154. Damage Prevention 052856: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 2727 Lemmon Ave. (Howell St.), Dallas, Dallas County, Texas.

155. Damage Prevention 052862: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 1409 Biggs Ter. (Biggs Cir.), Arlington, Tarrant County, Texas.

156. Damage Prevention 052867: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 606 S. May St. (W. Dallas St.), Palestine, Anderson County, Texas.

157. Damage Prevention 052870: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 8465 N. Hwy. 283 (Pickard), Albany, Shackelford County, Texas.

158. Damage Prevention 052871: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 1208 Virginia St. (W. 28th St.), Bryan, Brazos County, Texas.

159. Damage Prevention 052878: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at Lillian (Washington), Stephenville, Erath County, Texas.

160. Damage Prevention 052879: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 1701 Arbor Ln. (Wynn Ter.), Arlington, Tarrant County, Texas.

161. Damage Prevention 052888: Sal-Tex General Contractors enforcement action for violation of 16 TAC §§18.3(a) and 18.11(b), at 334 Sharon Dr. (Basin Dr.), San Antonio, Bexar County, Texas.

162. Damage Prevention 052905: Haros Brothers Co. enforcement action for violation of 16 TAC §18.3(e), at 2723 N.W. 27th St. (Kearney Ave.), Fort Worth, Tarrant County, Texas.

163. Damage Prevention 052915: CoServ Gas, Ltd. enforcement action for violation of 16 TAC §18.8(a), at 9101 John Paine Rd. (Granbury Dr.), Argyle, Denton County, Texas.

164. Damage Prevention 052917: Mintco enforcement action for violation of 16 TAC §18.10(b), at 413 S.W. 25th St. (Matthews St.), San Antonio, Bexar County, Texas.

165. Damage Prevention 052927: Pesado Construction Company enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 17702 N.W. Military Hwy. (Calle De Oro), San Antonio, Bexar County, Texas.

166. Damage Prevention 052947: Texas Superior enforcement action for violation of 16 TAC §18.3(a), at Bella Verso (Cresta Avenida), San Antonio, Bexar County, Texas.

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167. Damage Prevention 052948: Blackwell Fencing enforcement action for violation of 16 TAC §18.11(b), at 424 Post Oak Trail (Camrose Ln.), Murphy, Collin County, Texas.

168. Damage Prevention 052955: Patrick Plumbing Service, Inc. enforcement action for violation of 16 TAC §18.10(b), at 910 Skyline Dr. (Angelus Dr.), Amarillo, Potter County, Texas.

169. Damage Prevention 052957: Tec Excavation, Inc. enforcement action for violation of 16 TAC §18.10(b), at 3100 La Force Blvd. (Earhart Dr.), Midland, Midland County, Texas.

170. Damage Prevention 052979: J Tucker Construction, Inc. enforcement action for violation of 16 TAC §18.10(b), at McKenna Dr. Lot 46 (La Grange Dr.), Fate, Rockwall County, Texas.

171. Damage Prevention 052980: SJ Louis Construction of Texas enforcement action for violation of 16 TAC §18.4(g), at 5141 Northaven Rd. (Inwood Rd.), Dallas, Dallas County, Texas.

172. Damage Prevention 052993: Driver Pipeline enforcement action for violation of 16 TAC §18.8(a), at 1309 Shelton (N. 14th), Abilene, Taylor County, Texas.

173. Damage Prevention 052994: SMC Utility Construction enforcement action for violation of 16 TAC §18.8(a), at 13635 FM 1661 (Hwy. 92), Stamford, Jones County, Texas.

174. Damage Prevention 052998: RKM Utility Services enforcement action for violation of 16 TAC §§18.11(b) and 18.11(b), at Webb Chapel Ext. (Royal Ln.), Dallas, Dallas County, Texas.

175. Damage Prevention 053004: LPZ Fence enforcement action for violation of 16 TAC §§18.4(g), at 19411 Trinity River Dr. (Astin Mansion Ln.), Cypress, Harris County, Texas.

176. Damage Prevention 053007: Bear Services, LP enforcement action for violation of 16 TAC §§18.4(b), 18.11(b) and 18.11(b), at 2605 Marina Bay Dr. (Constellation Blvd.), League City, Galveston County, Texas.

177. Damage Prevention 053014: C&D Fence enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 14123 Faulkey Gully, Houston, Harris County, Texas.

178. Damage Prevention 053015: CoServ Gas, Ltd. enforcement action for violation of 16 TAC §18.8(a), at 9413 Athens Dr. (Granbury Dr.), Argyle, Denton County, Texas.

179. Damage Prevention 053035: City of Waxahachie enforcement action for violation of 16 TAC §18.10(b), at 915 Martin Luther King Blvd. (Onieda), Waxahachie, Ellis County, Texas.

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180. Damage Prevention 053036: New Age Rebar, Inc. enforcement action for violation of 16 TAC §18.11(b), at 606 Yaupon Creek Lake (Mesquite Hills), Richmond, Fort Bend County, Texas.

181. Damage Prevention 053043: SiEnergy, LP enforcement action for violation of 16 TAC §18.8(a), at 9031 Acorn Harvest (Harlem Rd.), Richmond, Fort Bend County, Texas.

182. Damage Prevention 053062: Tackle Construction enforcement action for violation of 16 TAC §18.4(b), at 10607 Sagetrail Dr. (Kirkfair Dr.), Houston, Harris County, Texas.

183. Damage Prevention 053072: Plaska Transmission Line Construction enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 1101 Ave. F N.E. (FM 2530), Childress, Childress County, Texas.

184. Damage Prevention 053092: AV Plumbing, LLC enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 6105 N. 3rd (N. Col Rowe), McAllen, Hidalgo County, Texas.

ADMINISTRATIVE MATTERS

INFORMATION TECHNOLOGY SERVICES

185. Recommendation to approve contract award for the Business Process Mapping Solicitation.

The Commission unanimously approved staff's recommendation.

INTERNAL AUDITOR

186. Proposed Internal Audit Plan for Fiscal Year 2018.

The Commission unanimously approved staff's recommendation.

OFFICE OF GENERAL COUNSEL

187. 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.

Rule Adoption

188. Amendments to 16 Tex. Admin. Code §8.1, relating to General Applicability and Standards.

The Commission unanimously approved staff's recommendation.

COMMISSIONERS

Commissioner Sitton

189. Discussion of: personnel matters related to the positions of Executive Director and Division Directors; policies surrounding the selection and employment of individuals in these positions; and appointment of Interim Executive Director.

EXECUTIVE SESSION

190. Discuss personnel matters related to the position of Executive Director and appoint Interim Executive Director.

The Commission

191. 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 to go into executive session in the Willa Mae Palmer Conference Room – 12-100 @ 9:58 a.m.

PUBLIC INPUT

192. 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.

No member of the public provided input at this time.

The Commission reconvened @ 10:45 a.m. and adjourned @ 10:46 a.m.