

NOTICE OF MEETING

RAILROAD COMMISSION OF TEXAS

Pursuant to Texas Government Code, Chapter 551, the following matters will be taken up for discussion and/or decision by the Railroad Commission of Texas at the William B. Travis Building, 1701 North Congress, Room 1-111, First Floor, Austin, Texas, on **Tuesday, March 8, 2016**, commencing at 9:30 a.m.

Webcast. Commission open meetings are webcast and may be accessed from the Commission's home page at www.rrc.texas.gov by clicking on “Open Meetings” and then “webcast home page”, or by going directly to <http://www.adminmonitor.com/tx/rrc/>.

Auxiliary Aids or Services for Persons with a Disability. Any individual with a disability who plans to attend this meeting and who requires auxiliary aids or services should notify the Commission as far in advance as possible so that appropriate arrangements can be made. Requests may be made to the Human Resources Department of the Railroad Commission of Texas by mail at P.O. Box 12967, Austin, Texas 78711-2967; by telephone at (512) 463-6981 or TDD No. (512) 463-7284; by e-mail at ADA@rrc.texas.gov; or in person at 1701 North Congress Avenue, Suite 12-110, Austin, Texas.

Announcement. The Commission has updated its website domain to <http://www.rrc.texas.gov/>, effective September 1, 2015. In addition to the website domain change, all the agency email addresses have been updated. All emails directed to Commission staff members should be sent to firstname.lastname@rrc.texas.gov.

HEARINGS DIVISION

GAS SERVICES

1. GUD No. 10498: Statement of intent of NatGas, Inc. to increase rates in and around the unincorporated community of Ozona, Texas.
2. GUD Docket No. 10455; Consolidated complaints of Targa Liquids Marketing and Trade, LLC, Pioneer Natural Resources USA, Inc., ConocoPhillips Company, and ELTM, LP, f/k/a Enbridge Liquids Transportation Marketing, LP to establish common carrier rates for West Texas LPG Pipeline Limited Partnership; interim appeals filed to ALJ interim ruling.

OIL AND GAS

3. O&G 02-0295756: Application of Triple Star Wells, LLC, pursuant to 16 TAC §3.46 for a permit to inject fluid into a reservoir productive of oil or gas, Triple Star SWD Lease, Well No. 1, Kenedy, SW Middle Wilcox (7500) Field, Karnes County, Texas.
4. O&G 7B-0284809: Commission called hearing to provide Petrolia Group, L.L.C., an opportunity to establish that it has a good faith claim to operate various wells on various leases in Brown and Hutchinson Counties, Texas.

5. O&G 20-0294518: Application of Petrolia Group, L.L.C., for unrestricted renewal of its P-5 and to contest the staff determination that its P-5 cannot be renewed because it has not complied with the inactive well requirements of 16 TAC §3.15.
6. O&G 20-0299212: In Re: P-5 Organization Report of Walking X Oil Co. (Operator No. 892810); Motion for Rehearing.

OIL AND GAS CONSENT AGENDA (15 items; numbers 7 - 21)

7. O&G 7C-0299068: Application of Mercury Operating, LLC to adopt permanent field rules for the Don Pfluger (Detrital) Field, Concho County, Texas.
8. O&G 8A-0298754: Application of Parallel Petroleum, LLC to amend the special field rules, request a field-wide MER allowable and cancellation of overproduction in the Harris (San Andres) Field, Gaines County, Texas.
9. O&G 7C-0297471: Application of XTO Energy, Inc. to amend the special field rules for the Spraberry (Trend Area) Field - District 7C (85279200), Spraberry (Trend Area) Field - District 8 (85280300), Spraberry (Trend Area) R 40 EXC Field - District 7C (8527901), and Spraberry (Trend Area) R 40 EXC Field - District 8 (85280301), various counties, Texas.
10. O&G 7B-0297693: Application of Arnot Oil Company, LLC to adopt permanent field rules for the Downing (Mississippian Reef) Field, Comanche County, Texas.
11. O&G 02-0297221: Application of EOG Resources Inc., to amend the field rules for the Eagleville (Eagle Ford-2) Field, DeWitt, Karnes, Lavaca and Live Oak Counties, Texas.
12. O&G 01-0297222: Application of EOG Resources Inc., to amend the field rules for the Eagleville (Eagle Ford-1) Field, Dimmit, Frio, Gonzales, LaSalle, McMullen, Wilson and Zavala Counties, Texas.
13. O&G 03-0297620: Application of Fort Apache Energy, Inc. for an exception to 16 TAC §3.32 for Nordin Lease, Well No. 1, Wildcat Field, Tyler County, Texas; Order Nunc Pro Tunc.
14. O&G 08-0298324: Application of ConocoPhillips Company, LP, for an exception to 16 TAC §3.32 for various tank batteries on the Chalk E (41219) Lease, Chalk G (41220) Lease, Chalk Mary (41221) Lease, Chalk North (41243) Lease, Chalk South (41216) Lease, Douthit (41225) Lease, Kelly Roberts (41244) and (32327) Leases, Reed (41247) Lease and Chalk Sec. 95 (30848) Lease, in the Howard Glasscock (Consolidated) and Howard Glasscock (Wolfcamp 7400) Fields, Howard County, Texas; Order Nunc Pro Tunc.
15. O&G 01-0299131: Application of Murphy Exploration & Production Co. for an exception to 16 TAC §3.32 for the Peeler SW Lease, Well No. 1H, and the DH Unit, Well 1H, Indio Tanks (Pearsall) Field; the Rychlik Unit, Well No. 1H, and Whitetail Unit, Well No. 1H, Eagleville (Eagle Ford -1) Field, Atascosa County, Texas.

16. O&G 01-0298791: Application of Murphy Exploration & Production Co. for an exception to 16 TAC §3.32 for the Peeler NE Unit A, Well No. 1H, and the Peeler NE Unit B, Well No 1H, Eagleville (Eagle Ford -1) Field, Atascosa County Texas.
17. O&G 01-0299067: Application of Murphy Exploration & Production Co. for an exception to 16 TAC §3.32 for the Wilson Brothers Unit A, Well No. 1H, Eagleville (Eagle Ford -1) Field, Atascosa County, Texas.
18. O&G 20-0299423: In Re: P-5 Organization Report of BC2M Operating LLC (Operator No. 058917).
19. O&G 20-0299433: In Re: P-5 Organization Report of Multipay Energy, Inc. (Operator No. 593087).
20. O&G 8A-0299361: Application of Occidental Permian, Ltd., for Railroad Commission recognition of the Slaughter Consolidated (68016) as an entity for density pursuant to 16 TAC §3.37 and §3.38 in the Tstar (Abo) (91621001) Field, Hockley County, District 8A, Texas.
21. O&G 8A-0299621: 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 (27 items; numbers 22 - 48)

22. O&G 20-0299434: In Re: P-5 Organization Report of Pine Creek Operating LLC (Operator No. 665645).
23. O&G 20-0299765: In Re: P-5 Organization Report of Atlas Fuel Supply, Ltd. (Operator No. 036582).
24. O&G 20-0299766: In Re: P-5 Organization Report of BNR Operating, LLC (Operator No. 077577).
25. O&G 20-0299768: In Re: P-5 Organization Report of Bunch Family Oil Trust (Operator No. 106695).
26. O&G 20-0299769: In Re: P-5 Organization Report of C.B. Production (Operator No. 119905).
27. O&G 20-0299770: In Re: P-5 Organization Report of Chisholm Operating, Inc. (Operator No. 149454).
28. O&G 20-0299771: In Re: P-5 Organization Report of Clark Oil Co. (Operator No. 157689).
29. O&G 20-0299772: In Re: P-5 Organization Report of Clover Oil & Gas, Inc. (Operator No. 161330).
30. O&G 20-0299773: In Re: P-5 Organization Report of Cottonwood Creek Enterprises LLC (Operator No. 182068).
31. O&G 20-0299774: In Re: P-5 Organization Report of Eagle Production, Inc. (Operator No. 238735).

32. O&G 20-0299775: In Re: P-5 Organization Report of Ferrari Energy Services LLC (Operator No. 266561).
33. O&G 20-0299777: In Re: P-5 Organization Report of J & J Services Company (Operator No. 427662).
34. O&G 20-0299778: In Re: P-5 Organization Report of J2 Petroleum LLC (Operator No. 427976).
35. O&G 20-0299779: In Re: P-5 Organization Report of Magnolia Production Co (Operator No. 521505).
36. O&G 20-0299780: In Re: P-5 Organization Report of Mayjac I, LLC (Operator No. 536431).
37. O&G 20-0299781: In Re: P-5 Organization Report of Minton Oil & Gas Properties (Operator No. 570140).
38. O&G 20-0299782: In Re: P-5 Organization Report of OTEX Resources LLC (Operator No. 628135).
39. O&G 20-0299783: In Re: P-5 Organization Report of Petro Haley (Operator No. 660062).
40. O&G 20-0299786: In Re: P-5 Organization Report of Regal Energy Operating, L.L.C. (Operator No. 698690).
41. O&G 20-0299787: In Re: P-5 Organization Report of RLO Partnership (Operator No. 714282).
42. O&G 20-0299788: In Re: P-5 Organization Report of Roland Oil Company (Operator No. 726696).
43. O&G 20-0299789: In Re: P-5 Organization Report of Sand Hawk, LLC (Operator No. 747071).
44. O&G 20-0299790: In Re: P-5 Organization Report of Saxum Oil & Gas, LLC (Operator No. 749687).
45. O&G 20-0299791: In Re: P-5 Organization Report of Subsurface Production, Inc. (Operator No. 828317).
46. O&G 20-0299792: In Re: P-5 Organization Report of Tri Basin Energy, LLC (Operator No. 868578).
47. O&G 20-0299793: In Re: P-5 Organization Report of Trinity Environmntl Svcs, L.L.C. (Operator No. 870001).
48. O&G 20-0299794: In Re: P-5 Organization Report of Wadi Exploration&Production,LLC (Operator No. 889605).

OFFICE OF GENERAL COUNSEL

AGREED ENFORCEMENT ORDERS (172 items; numbers 49 - 220)

49. O&G 7B-0282131: Sundance Consulting Corp. (Operator No. 829459) enforcement action regarding the Andrews, Frank "A" (20068) Lease, Well No. 1, Shackelford County Regular Field, Shackelford County, Texas. Violation of 16 TAC §3.14(b)(2).
50. O&G 7B-0296207: Rocoso Resources, LLC (Operator No. 723569) enforcement action regarding the Matthews "A" (13937) Lease, Well Nos. 76, 84 and 85, Shackelford County Regular Field, Shackelford County, Texas. Violation of 16 TAC §3.14(b)(2).
51. O&G 09-0297021: Mid Texas Natural Gas (Operator No. 564606) enforcement action regarding the Huckabee (30483) Lease, Well No. 1, Newark, East (Barnett Shale) Field, Erath County, Texas. Violation of 16 TAC §3.14(b)(2).
52. O&G 01-0298217: EOG Resources, Inc. (Operator No. 253162) enforcement action regarding the Lepori Unit (804759) Lease, Well No. 7H, Eagleville (Eagle Ford-1) Field, Lavaca County, Texas. Violation of 16 TAC §3.8(d)(1).
53. O&G 01-0299237: Stingray Oil Company, Inc. (Operator No. 821927) enforcement action regarding the Matzig Fritz (09527) Lease, Well No. 2, Minerva-Rockdale Field, Milam County, Texas. Violation of 16 TAC §3.20(a)(1).
54. O&G 02-0298164: Texas Gathering Company LLC (Operator No. 845857) enforcement action regarding the Wiatrek, G. (10855) Lease, Well No. 2, Eagleville (Eagle Ford-2) Field, Karnes County, Texas. Violation of Tex. Nat. Res. Code §85.3855.
55. O&G 04-0279829: F & M Transportation, Inc. (Operator No. 257295) enforcement action regarding Waste Hauler Permit No. 4330, Jim Wells County, Texas. Violation of 16 TAC §§3.8(d)(1) and 3.8(f)(1)(C)(ix).
56. O&G 04-0284168: Lewis Petro Properties, Inc. (Operator No. 499978) enforcement action regarding the Jackson-Vestal Lease, Well No. 4H (Drilling Permit No. 750445), Owen (Olmos) Field, Webb County, Texas. Violation of 16 TAC §§3.8(d)(1) and 3.8(d)(4)(H)(iv).
57. O&G 04-0297597: Duval Gas Gathering Corp. (Operator No. 236631) enforcement action regarding the Laughlin, C.M. "B" Lease, Well No. 1 (RRC No. 110056), Premont NW (2630) Field, Jim Wells County, Texas. Violation of 16 TAC §§3.2(a), 3.3(3) and 3.8(d)(1).
58. O&G 7B-0264103: Sundance Consulting Corp. (Operator No. 829459) enforcement action regarding the City of Abilene (07108) Lease, Well Nos. 1, 2, and 3, Abkirk (Tannehill) Field, Jones County; and City of Abilene Lease, Well No. 4 (Drilling Permit No. 630357), Wildcat Field, Jones County, Texas. Violation of 16 TAC §§3.8(d)(1), 3.14(b)(2), 3.14(b)(3) and 3.16(b).

59. O&G 7B-0298098: Reo Operating LLC (Operator No. 701876) enforcement action regarding the Devanney (17364) Lease, Well No. 4, Echo, NW (Gray Upper) Field, Coleman County, Texas. Violation of 16 TAC §3.8(d)(1).
60. O&G 08-0298543: Reliance Energy, Inc. (Operator No. 700995) enforcement action regarding the Mabee "OH" (38657) Lease, Spraberry (Trend Area) Field, Martin County, Texas. Violation of 16 TAC §§3.8(d)(1) and 3.8(d)(2).
61. O&G 09-0295053: Bobby Earl Gilbert, Sole Proprietor of B.E.G. Production (Operator No. 040396) enforcement action regarding the Lindsey (30586) Lease, Well Nos. 1 & 2 and the Tank Battery, Bryson, SW (Strawn 3440) Field, Jack County, Texas. Violation of 16 TAC §§3.8(d)(1), 3.17 and 3.46(g)(2).
62. LP-Gas 2556: Star Propane Inc. (License No. 13458) enforcement action regarding the Lake LBJ Boutique Resort & Marina (Bistro), 667 Sandy Mountain Dr., Sunrise Beach, Llano County, Texas. Violation of 16 TAC §9.135.
63. LP-Gas 2576: Kellogg Propane, Inc. (License No. 06140) enforcement action regarding the Singer Residence, Victoria, Victoria County, Texas. Violation of 16 TAC §9.301, as referenced in NFPA 54 §8.2.3.
64. LP-Gas 2655: Ferrellgas, L.P. (License No. 09280) enforcement action regarding the Corpus Christi Regional Transportation Authority, 3858 Bear Lane, Corpus Christi, Nueces County, Texas. Violation of 16 TAC §9.401, as referenced in NFPA 58 §6.3.1.
65. LP-Gas 2673: Pinnacle Propane Express, LLC (License No. 19405) enforcement action regarding Snap E Jack, 8750 W. Main St., Frisco, Collin County, Texas. Violation of 16 TAC §9.132.
66. LP-Gas 2674: Stassney Quick Mart Inc. (License No. 19147) enforcement action regarding Mini Max #4, 6215 N. Doffing Rd., Mission, Hidalgo County, Texas. Violation of 16 TAC §9.7(a)(1).
67. LP-Gas 2680: Mr. G Propane #1 LLC (License No. 12099) enforcement action regarding Mr. G Propane #22, 9093 Mile 16 N. Rd., Weslaco, Hidalgo County, Texas. Violation of 16 TAC §9.401, as referenced in NFPA 58 §9.4.8.
68. LP-Gas 2688: Enderby Gas, Inc. (License No. 00674) enforcement action regarding Barnard's Transfer Service, 206 E. 4th St., Justin, Denton County, Texas. Violation of 16 TAC §9.401.
69. LP-Gas 2703: Northwest Butane Gas Company (License No. 00412) enforcement action regarding Peek's Carpet and Tile, 1002 N. Central Expy. #601, Richardson, Dallas County, Texas. Violation of 16 TAC §9.401, as referenced in NFPA 58 §11.3.1.5.
70. LP-Gas 2707: Aramendia Plumbing Heating & Air (License No. 999999) enforcement action regarding the Jason & Lindsey Cartwright Residence, Von Omry, Bexar County, Texas. Violation of Tex. Nat. Res. Code Ann. §113.081(a)(3).
71. Damage Prevention 021119: 7-H Construction Company, Inc. enforcement action for violation of 16 TAC §18.10(b), at 500 W. Main St. (First St.), Pecan Gap, Delta County, Texas.

72. Damage Prevention 024357: Alamo City's Elite Electric enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 3311 Candlemoon (Candlebrite), San Antonio, Bexar County, Texas.
73. Damage Prevention 027607: Bison Fence LLC enforcement action for violation of 16 TAC §§18.11(b) and 18.11(b), at 3107 Rose Trace Dr., Spring, Harris County, Texas.
74. Damage Prevention 027854: Texas Sterling Construction enforcement action for violation of 16 TAC §18.10(b), at Bulverde Rd. (Bulverde Pkwy.), San Antonio, Bexar County, Texas.
75. Damage Prevention 032431: Bison Fence LLC enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 17150 Amarose Dr., Houston, Harris County, Texas.
76. Damage Prevention 032434: Excel Utility Construction Co. Inc. enforcement action for violation of 16 TAC §18.10(b), at 1007 N. 7th St., Longview, Gregg County, Texas.
77. Damage Prevention 036769: JSJ Electric Just Power enforcement action for violation of 16 TAC §§18.3(e), 18.11(b) and 18.11(b), at 732 E. 14th St., Houston, Harris County, Texas.
78. Damage Prevention 038586: American Electric Power enforcement action for violation of 16 TAC §18.3(e), at 610 Robinson, Corpus Christi, Nueces County, Texas.
79. Damage Prevention 039129: Texas Foundation Repair enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 1415 Andrews St., Houston, Harris County, Texas.
80. Damage Prevention 039944: City of Houston enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 113010 Mulholland Dr., Stafford, Harris County, Texas.
81. Damage Prevention 040588: Sundt Construction enforcement action for violation of 16 TAC §§18.11(b) and 18.11(b), at Country Club (Camino Delauista), El Paso, El Paso County, Texas.
82. Damage Prevention 041365: Lev & Adansky LP enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 706 W. Monroe St. (S. 2nd St.), Austin, Travis County, Texas.
83. Damage Prevention 042298: Crosby Dredging LLC enforcement action for violation of 16 TAC §§18.11(b), 18.11(b) and 18.3(a), at 1800 Fidelity St., Houston, Harris County, Texas.
84. Damage Prevention 043158: Double T Cable Service enforcement action for violation of 16 TAC §§18.10(b) and 18.11(b), at 606 Nolan Ryan (Legends), Midland, Midland County, Texas.
85. Damage Prevention 043220: Big River Communication enforcement action for violation of 16 TAC §§18.3(a) and 18.11(b), at 10906 Villa Lea Ln., Houston, Harris County, Texas.
86. Damage Prevention 043410: Phillips Pipeline enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 1621 Red Bluff Rd. (Thomas Ave.), Pasadena, Harris County, Texas.

87. Damage Prevention 043414: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 4209 Valley Oaks Dr. (Blended Tree Ranch Dr.), Old Round Rock (Historical), Williamson County, Texas.
88. Damage Prevention 043430: City of Tyler enforcement action for violation of 16 TAC §18.11(b), at 800 W. 27th St., Tyler, Smith County, Texas.
89. Damage Prevention 043604: Avanti Construction, LLC enforcement action for violation of 16 TAC §18.4(b), at 129 Chelsea Ct. (W. Southwest Pkwy.), Lewisville, Denton County, Texas.
90. Damage Prevention 043625: JBI Electrical enforcement action for violation of 16 TAC §18.4(b), at 4715 Wesley St. (Vinnie St.), Greenville, Hunt County, Texas.
91. Damage Prevention 043944: Pasadena Fence Company enforcement action for violation of 16 TAC §18.11(b), at 901 Bayou Vista Dr., Deer Park, Harris County, Texas.
92. Damage Prevention 043987: Quality Generators enforcement action for violation of 16 TAC §§18.3(e) and 18.11(b), at 13246 Canyon Crest Ln., Conroe, Montgomery County, Texas.
93. Damage Prevention 044002: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 600 Blk. N. Tone Ave. (W. Bond), Denison, Grayson County, Texas.
94. Damage Prevention 044037: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 2729 Wroxton, Houston, Harris County, Texas.
95. Damage Prevention 044069: O & J Foundation & Concrete, Inc. enforcement action for violation of 16 TAC §§18.3(a) and 18.11(b), at 2806 Warren St. (Hillview Rd.), Austin, Travis County, Texas.
96. Damage Prevention 044077: GID Plumbing enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 10006 S. Whimbrel Cir., Conroe, Montgomery County, Texas.
97. Damage Prevention 044193: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 112 Dalworth Dr., Mesquite, Dallas County, Texas.
98. Damage Prevention 044195: TEC Excavation enforcement action for violation of 16 TAC §18.11(b), at 3326 Stokes (S. Midkiff), Midland, Midland County, Texas.
99. Damage Prevention 044251: J & N Utilities enforcement action for violation of 16 TAC §§18.11(b) and 18.10(b), at S. 5th St. (Trundy), Merkel, Taylor County, Texas.
100. Damage Prevention 044257: Brad Drake Construction LLC enforcement action for violation of 16 TAC §§18.10(b) and 18.11(b), at Hwy. 148 (Hwy. 287), Henrietta, Clay County, Texas.
101. Damage Prevention 044276: Southland Contracting Inc. enforcement action for violation of 16 TAC §§18.11(b) and 18.4(b), at 10605 Jonwood Way (Claywood Dr.), Austin, Travis County, Texas.

102. Damage Prevention 044294: H & S Oilfield & Pipeline Cont. enforcement action for violation of 16 TAC §§18.4(g), 18.11(b) and 18.11(b), at 2431 Portland (Kentucky), El Paso, El Paso County, Texas.
103. Damage Prevention 044300: Fonseca Utility Construction enforcement action for violation of 16 TAC §§18.4(c) and 18.11(b), at 9420 Hathaway St. (Deloache Ave.), Dallas, Dallas County, Texas.
104. Damage Prevention 044316: D&S Contracting Inc. enforcement action for violation of 16 TAC §§18.11(b) and 18.11(b), at 1200 Flatrock Creek Dr. (May Hill), Houston, Harris County, Texas.
105. Damage Prevention 044321: Karma Field Services enforcement action for violation of 16 TAC §§18.3(e) and 18.11(b), at 5919 Cherry Loop (Emerald Forest Dr.), Austin, Travis County, Texas.
106. Damage Prevention 044336: Webber Construction enforcement action for violation of 16 TAC §18.10(b), at 6745 Main St. (N. Colony), The Colony, Denton County, Texas.
107. Damage Prevention 044355: EDP enforcement action for violation of 16 TAC §§18.4(d) and 18.11(b), at 1627 S. Hearthiside Dr. (Pitts Rd.), Richmond, Fort Bend County, Texas.
108. Damage Prevention 044373: J&A Construction enforcement action for violation of 16 TAC §§18.11(b), 18.3(a) and 18.11(b), at 500 Blk. E. 31st, Houston, Harris County, Texas.
109. Damage Prevention 044385: JBI Electrical Systems enforcement action for violation of 16 TAC §§18.3(a) and 18.11(b), at 11415 Quaker, Lubbock, Lubbock County, Texas.
110. Damage Prevention 044388: Rudy's Construction enforcement action for violation of 16 TAC §§18.3(a) and 18.11(b), at 5003 Tain (Keith Harrow Blvd.), Houston, Harris County, Texas.
111. Damage Prevention 044417: Future Telecom Inc. enforcement action for violation of 16 TAC §18.10(b), at 6901 Brentfield Dr. (Meadowcreek), Dallas, Dallas County, Texas.
112. Damage Prevention 044427: Meiners Construction enforcement action for violation of 16 TAC §§18.11(b), 18.3(e) and 18.11(b), at 20000 Blk. Winding Branch, Katy, Harris County, Texas.
113. Damage Prevention 044429: BAM enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at FM 50 (FM 60), Snook, Burleson County, Texas.
114. Damage Prevention 044448: Coltek Services enforcement action for violation of 16 TAC §18.10(b), at 515 E. 5th St., Tyler, Smith County, Texas.
115. Damage Prevention 044454: Crossfire LLC enforcement action for violation of 16 TAC §18.10(b), at 2918 Greenlake (Greengate), Spring, Harris County, Texas.
116. Damage Prevention 044473: City of Weatherford enforcement action for violation of 16 TAC §§18.10(b) and 18.4(a), at 505 E. 1st (Duke), Weatherford, Parker County, Texas.

117. Damage Prevention 044485: Keith Fulgham enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 2293 Boot Ranch Cir. (Achtezhen Rd.), Fredericksburg, Gillespie County, Texas.
118. Damage Prevention 044518: Cimarron enforcement action for violation of 16 TAC §18.10(b), at 5834 Ray Ellison (Apple Valley), San Antonio, Bexar County, Texas.
119. Damage Prevention 044533: M.G. Excavators enforcement action for violation of 16 TAC §§18.11(b), 18.11(b) and 18.10(b), at 2116 Thomas St., Houston, Harris County, Texas.
120. Damage Prevention 044546: SBS Construction, Inc. enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 800 N. Valley (E. Sarah St.), Cuero, De Witt County, Texas.
121. Damage Prevention 044552: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 5621 Cherilee Ln. (Denise Dr.), Haltom City, Tarrant County, Texas.
122. Damage Prevention 044581: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 2838 Woodside St. (Allen St.), Dallas, Dallas County, Texas.
123. Damage Prevention 044592: CMD Endeavors enforcement action for violation of 16 TAC §§18.10(b) and 18.11(b), at Windermere Ave. (Joe Battle Blvd.), El Paso, El Paso County, Texas.
124. Damage Prevention 044603: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 2905 Oakwood St. (Loraine), Haltom City, Tarrant County, Texas.
125. Damage Prevention 044604: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 603 1st (Hemphill), Hico, Hamilton County, Texas.
126. Damage Prevention 044605: R Construction enforcement action for violation of 16 TAC §§18.11(b) and 18.10(b), at 4430 S. FM 1486 (Jackson Rd.), Montgomery, Montgomery County, Texas.
127. Damage Prevention 044613: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 700 Hidden Ridge (Green Park Dr.), Irving, Dallas County, Texas.
128. Damage Prevention 044622: JRC Construction LLC enforcement action for violation of 16 TAC §§18.10(b) and 18.11(b), at 5611 S. Magazine Cir., Houston, Harris County, Texas.
129. Damage Prevention 044629: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 2900 Oates Dr. (La Prada Dr.), Dallas, Dallas County, Texas.
130. Damage Prevention 044655: City of Dallas/Water Utilities enforcement action for violation of 16 TAC §18.4(g), at 5209 Eastside Ave., Dallas, Dallas County, Texas.
131. Damage Prevention 044665: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 7633 Fall Creek Dr. (FM 148), Terrell, Kaufman County, Texas.
132. Damage Prevention 044673: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at Mabee St. (King St.), Belton, Bell County, Texas.

133. Damage Prevention 044682: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 1734 E. Division St. (Stadium), Arlington, Tarrant County, Texas.
134. Damage Prevention 044694: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at Hot Springs Way (Arcadia Way), Celina, Collin County, Texas.
135. Damage Prevention 044696: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 2109 Ivan St. (McKinnon St.), Dallas, Dallas County, Texas.
136. Damage Prevention 044710: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 30340 FM 2978 Rd., Magnolia, Montgomery County, Texas.
137. Damage Prevention 044711: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 51 Camellia Ct., Lake Jackson, Brazoria County, Texas.
138. Damage Prevention 044717: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 5822 Queensgate Dr. (Paradise Valley), Houston, Harris County, Texas.
139. Damage Prevention 044730: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at Davenport (Keller Springs), Dallas, Dallas County, Texas.
140. Damage Prevention 044735: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 720 W. Spring Creek Pkwy. (Lookout Trl.), Plano, Collin County, Texas.
141. Damage Prevention 044741: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at N. Crane & W. Franklin (Elm), Alvord, Wise County, Texas.
142. Damage Prevention 044745: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 123 N. Casteel St. (E. Market St.), Mabank, Kaufman County, Texas.
143. Damage Prevention 044746: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 214 Houston, Atlanta, Cass County, Texas.
144. Damage Prevention 044750: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 7007 Willow Bridge Cir., Houston, Harris County, Texas.
145. Damage Prevention 044752: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 8367 San Leandro Dr. (Saint Francis Ave.), Dallas, Dallas County, Texas.
146. Damage Prevention 044754: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 200 Live Oak (Mesquite), Glen Rose, Somervell County, Texas.
147. Damage Prevention 044756: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 300 Meadowbriar St., Henderson, Rusk County, Texas.
148. Damage Prevention 044757: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 3051 Ira E. Woods Ave. (Mustang Dr.), Grapevine, Tarrant County, Texas.

149. Damage Prevention 044758: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 2500 Centennial Dr. (N. Watson Rd.), Arlington, Tarrant County, Texas.
150. Damage Prevention 044761: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 5806 Queensgate (Paradise Valley Dr.), Houston, Harris County, Texas.
151. Damage Prevention 044763: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 13819 Wickersham (Briarwick Dr.), Houston, Harris County, Texas.
152. Damage Prevention 044764: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 7601 N. MacArthur Blvd. (Las Colinas Blvd.), Irving, Dallas County, Texas.
153. Damage Prevention 044766: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 179 E. Hwy. 243 Canton (Hwy. 19), Canton, Van Zandt County, Texas.
154. Damage Prevention 044770: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 911 W. 8th (Thomas), Bonham, Fannin County, Texas.
155. Damage Prevention 044772: K&L Service enforcement action for violation of 16 TAC §§18.4(b) and 18.11(b), at 5802 I-10 E. Frontage Rd. (Ackerman), San Antonio, Bexar County, Texas.
156. Damage Prevention 044780: City of Beaumont Water Utilities enforcement action for violation of 16 TAC §18.10(b), at 20 Langham Rd., Beaumont, Jefferson County, Texas.
157. Damage Prevention 044786: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 11 Burnham Cir. (Crestwood Cir.), Sugar Land, Fort Bend County, Texas.
158. Damage Prevention 044787: City of Beaumont Water Utilities enforcement action for violation of 16 TAC §18.10(b), at 2700 Amarillo St. (Roberts Ave.), Beaumont, Jefferson County, Texas.
159. Damage Prevention 044789: Sooner Technical Services enforcement action for violation of 16 TAC §§18.10(b) and 18.11(b), at 6802 Sawmill Rd. (Hillcrest Rd.), Dallas, Collin County, Texas.
160. Damage Prevention 044791: St. Williams Construction Inc. enforcement action for violation of 16 TAC §18.4(b), at N. Walnut St. (Pine Chase St.), Van, Van Zandt County, Texas.
161. Damage Prevention 044795: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at North Meyer St. (Hammer St.), Seabrook, Harris County, Texas.
162. Damage Prevention 044801: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at N. Tyler (McGregor Dr.), McGregor, McLennan County, Texas.
163. Damage Prevention 044804: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 2216 Mockingbird Ln. (Forest Park), Dallas, Dallas County, Texas.
164. Damage Prevention 044809: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 6405 Coit Rd. (College Pkwy.), Frisco, Collin County, Texas.

165. Damage Prevention 044812: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 301 Old Course Dr. (E. Castle Harbour), Friendswood, Galveston County, Texas.
166. Damage Prevention 044815: Anthony Slyvan Pools enforcement action for violation of 16 TAC §18.11(b), at 1742 Hunter Rd., New Braunfels, Comal County, Texas.
167. Damage Prevention 044818: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 9966 Legacy Dr. (Wyndham Ln.), Frisco, Denton County, Texas.
168. Damage Prevention 044820: MP Technologies LLC enforcement action for violation of 16 TAC §18.3(a), at 5513 Enid St. (Robert Lee Rd.), Houston, Harris County, Texas.
169. Damage Prevention 044821: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 2901 Sens Rd., La Porte, Harris County, Texas.
170. Damage Prevention 044823: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at US 59 (Spradley), Nacogdoches, Nacogdoches County, Texas.
171. Damage Prevention 044826: Church Services enforcement action for violation of 16 TAC §18.11(b), at 22915 Hausworth Ct. (Manchester Trail Dr.), Spring, Harris County, Texas.
172. Damage Prevention 044827: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 129 Camellia St., Lake Jackson, Brazoria County, Texas.
173. Damage Prevention 044832: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 403 W. Colorado Blvd. (Haines Ave.), Dallas, Dallas County, Texas.
174. Damage Prevention 044834: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 100 E. 19th St. (Conrad Hilton Blvd.), Cisco, Eastland County, Texas.
175. Damage Prevention 044836: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 3006 Forest Hills Ct. (Northwood Dr.), Bryan, Brazos County, Texas.
176. Damage Prevention 044839: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 201 Johnson St. (E. Commerce St.), Mexia, Limestone County, Texas.
177. Damage Prevention 044842: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 919 W. Mayfield Rd. (Pleasant Valley Ln.), Arlington, Tarrant County, Texas.
178. Damage Prevention 044843: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 12000 E. Mount Houston Rd. (Lockwood), Houston, Harris County, Texas.
179. Damage Prevention 044851: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 130 Boardwalk, Kenedy, Karnes County, Texas.

180. Damage Prevention 044855: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 2600 Blk. W. Pleasant Ridge (Bowen), Arlington, Tarrant County, Texas.
181. Damage Prevention 044856: DNT Construction, LLC enforcement action for violation of 16 TAC §18.4(a), at 700 Sonny Dr. (Moonglow), Leander, Williamson County, Texas.
182. Damage Prevention 044857: Entergy Texas Inc. enforcement action for violation of 16 TAC §18.10(b), at 1510 Lyle (Ave. B), Beaumont, Jefferson County, Texas.
183. Damage Prevention 044860: City of Victoria enforcement action for violation of 16 TAC §18.10(b), at 2712 Algie St. (Callis St.), Victoria, Victoria County, Texas.
184. Damage Prevention 044866: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 8107 Lilly Ridge Ln. (Mareland Grove Ln.), Cypress, Harris County, Texas.
185. Damage Prevention 044874: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 3115 Aldridge Dr., Missouri City, Fort Bend County, Texas.
186. Damage Prevention 044875: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 12284 Taurus Dr., Willis, Montgomery County, Texas.
187. Damage Prevention 044881: City of San Benito enforcement action for violation of 16 TAC §18.11(b), at 1201 Ebano St. (Fourth St.), San Benito, Cameron County, Texas.
188. Damage Prevention 044882: City of Stamford enforcement action for violation of 16 TAC §18.10(b), at 1201 Park Dr. (Columbia), Stamford, Jones County, Texas.
189. Damage Prevention 044888: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 2098 Valley View Ln. (Nicholson Rd.), Farmers Branch, Dallas County, Texas.
190. Damage Prevention 044889: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 315 S. Cockrell Hill (Meredith), Dallas, Dallas County, Texas.
191. Damage Prevention 044890: Niels Fugal Sons enforcement action for violation of 16 TAC §18.10(b), at Pecos River Rd. (Westside Dr.), El Paso, El Paso County, Texas.
192. Damage Prevention 044891: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 1408 Bluebonnet Ln. (Heritage Park Dr.), Angleton, Brazoria County, Texas.
193. Damage Prevention 044896: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 501 1st St. (E. Hickory), Queen City, Cass County, Texas.
194. Damage Prevention 044898: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 3150 Pleasant Cove Ct., Houston, Harris County, Texas.
195. Damage Prevention 044900: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 9211 Kerwood, Houston, Harris County, Texas.

196. Damage Prevention 044902: Hensel Phelps enforcement action for violation of 16 TAC §§18.3(a) and 18.11(b), at 609 Harborside (6th St.), Galveston, Galveston County, Texas.
197. Damage Prevention 044904: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 3803 Chisolm Trl. (Cherokee Dr.), Temple, Bell County, Texas.
198. Damage Prevention 044906: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 206 College Ave. (Capital), Carrollton, Dallas County, Texas.
199. Damage Prevention 044909: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 1708 Bellechase (Belaire), Keller, Tarrant County, Texas.
200. Damage Prevention 044917: Deanco, Inc. enforcement action for violation of 16 TAC §18.3(a), at 90 Cherry Creek Rd. (N. Winfree), Dayton, Liberty County, Texas.
201. Damage Prevention 044918: Texas Gas Service Company enforcement action for violation of 16 TAC §18.8(a), at 903 Wagon Trl. (Nermont Rd.), Austin, Travis County, Texas.
202. Damage Prevention 044932: Texas Gas Service Company enforcement action for violation of 16 TAC §18.8(a), at 913 Miller Ave. (S. Main St.), Donna, Hidalgo County, Texas.
203. Damage Prevention 044942: Coserv Gas, Ltd. enforcement action for violation of 16 TAC §18.8(a), at 5151 Ohio (Lebanon), Frisco, Collin County, Texas.
204. Damage Prevention 044948: Allgood Construction Co., Inc. enforcement action for violation of 16 TAC §§18.11(b) and 18.11(b), at 211 Brand Ln., Stafford, Fort Bend County, Texas.
205. Damage Prevention 044949: Atlas Electric enforcement action for violation of 16 TAC §18.3(a), at 306 Redmond (Texas Ave.), College Station, Brazos County, Texas.
206. Damage Prevention 044951: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at S. Love St. (Broad St. (Hwy. 79)), Oakwood, Leon County, Texas.
207. Damage Prevention 044968: Coserv Gas, Ltd. enforcement action for violation of 16 TAC §18.8(a), at 5550 Warren Pkwy. (Legacy Dr.), Frisco, Collin County, Texas.
208. Damage Prevention 044970: Texas Gas Service Company enforcement action for violation of 16 TAC §18.8(a), at 3646 E. 30th St. (Lazy Acres Rd.), Brownsville, Cameron County, Texas.
209. Damage Prevention 044994: Eagle Eye Irrigation enforcement action for violation of 16 TAC §§18.3(a) and 18.11(b), at 16618 Wolf Pass Dr., Cypress, Harris County, Texas.
210. Damage Prevention 045015: City of Hallsville enforcement action for violation of 16 TAC §§18.3(a) and 18.11(b), at 509 N. Central (Hwy. 80), Hallsville, Harrison County, Texas.
211. Damage Prevention 045016: Shark Cable Construction enforcement action for violation of 16 TAC §18.10(b), at Peoples Rd. (Koenig Ln.), Conroe, Montgomery County, Texas.

212. Damage Prevention 045040: Skyblue Utilities, Inc. enforcement action for violation of 16 TAC §18.4(g), at 2705 Emerald Hill Dr. (Curtis Dr.), Brushy Creek, Williamson County, Texas.
213. Damage Prevention 045043: Texas Gas Service Company enforcement action for violation of 16 TAC §18.8(a), at Texas (Washington), Weatherford, Parker County, Texas.
214. Damage Prevention 045051: RKM Utility Services, Inc. enforcement action for violation of 16 TAC §18.11(b), at 403 Joyce St. (Meadow Brook Dr.), Arlington, Tarrant County, Texas.
215. Damage Prevention 045053: Texas Gas Service Company enforcement action for violation of 16 TAC §18.8(a), at 1800 Logans Hallow Dr. (Logans Ln.), Austin, Travis County, Texas.
216. Damage Prevention 045055: SMC Utility Construction enforcement action for violation of 16 TAC §18.10(b), at FM 1585 (Ave. P), Lubbock, Lubbock County, Texas.
217. Damage Prevention 045065: VR Electric Inc. enforcement action for violation of 16 TAC §§18.3(a) and 18.11(b), at 16000 Blk. Mulben Ct. (Markdow Dr.), Richmond, Fort Bend County, Texas.
218. Damage Prevention 045072: Texas Gas Service Company enforcement action for violation of 16 TAC §18.8(a), at 5300 Two Iron St. (E. Stassney Ln.), Austin, Travis County, Texas.
219. Damage Prevention 045081: Culligan Water Conditioning of Central Texas enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 5991 McNaughton, Kyle, Hays County, Texas.
220. Damage Prevention 045131: Entergy Texas Inc. enforcement action for violation of 16 TAC §§18.10(b) and 18.11(b), at 4675 Detroit St., Beaumont, Jefferson County, Texas.

ADMINISTRATIVE MATTERS

EXECUTIVE OFFICE

221. Issues regarding operations in the Barnett, Eagle Ford, and other shale trends.
222. Issues related to the management and operation of the agency, and personnel matters.

OFFICE OF GENERAL COUNSEL

223. 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.

EXECUTIVE SESSION

224. 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.

PUBLIC INPUT

225. 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.