

MINUTES
RAILROAD COMMISSION OF TEXAS
FORMAL COMMISSION ACTIONS

April 9, 2019

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, April 9, 2019 commencing at 9:32 a.m.](#) [Chairman Christi Craddick, Commissioner Ryan Sitton and Commissioner Wayne Christian were present.](#) [Chairman Craddick presided.](#)

HEARINGS DIVISION

GAS SERVICES

1. GUD 10823: Statement of Intent of Zia Natural Gas Company, a Division of Natural Gas Processing Co. (Zia), to increase rates within the unincorporated areas of Gaines County, Texas.

The Commission unanimously approved the Examiner's recommendation.

SURFACE MINING AND RECLAMATION

2. SMRD Docket No. C19-0011-SC-26-E: Application by Texas Municipal Power Agency for acceptance of replacement collateral bond with letter of credit for reclamation of Permit No. 26D, Gibbons Creek Lignite Mine, Grimes County, Texas.

The Commission unanimously approved the Examiner's recommendation.

3. SMRD Docket No. C19-0012-SC-38-E: Application by Texas Municipal Power Agency for acceptance of replacement self-bond and collateral bond with letter of credit for reclamation of Permit No. 38D, Gibbons Creek Lignite Mine V, Grimes County, Texas.

The Commission unanimously approved the Examiner's recommendation.

OIL AND GAS

4. O&G 08-0309600: Application of Probitry SWD, LLC (Operator No. 679304) pursuant to 16 TAC §3.9 for a commercial permit to dispose of oil and gas waste by injection into a porous formation not productive of oil or gas for the Hoss 846 SWD Lease, Well No. 1, Luther SE. (Silurian-Devonian) Field, Howard County, Texas.

The Commission unanimously approved the Examiner's recommendation.

5. O&G 03-0311102: Application of Wildhorse Resources Management Company, LLC (Operator No. 923453) pursuant to 16 TAC §3.9 for a permit to dispose of oil and gas waste by injection into a porous formation not productive of oil and gas for the Sunny Unit Lease, Well No. 1, Giddings (Edwards Gas) Field, Burleson County, Texas; Motion for Rehearing and Modified Final Order.

The Commission unanimously approved the Examiner's recommendation.

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6. O&G 20-0317604: In Re: P-5 Organization Report of Barrow Petroleum LLC (Operator No. 053314); Motion for Rehearing.

The Commission unanimously approved the Examiner's recommendation.

7. O&G 20-0317609: In Re: P-5 Organization Report of DPMP Energy LLC (Operator No. 227740); Motion for Rehearing.

The Commission unanimously approved the Examiner's recommendation.

8. O&G 20-0317615: In Re: P-5 Organization Report of Luling O&G LLC (Operator No. 512575); Motion for Rehearing.

The Commission unanimously approved the Examiner's recommendation.

9. O&G 20-0317617: In Re: P-5 Organization Report of NHRG Inc (Operator No. 598344); Motion for Rehearing.

The Commission unanimously approved the Examiner's recommendation.

OIL AND GAS CONSENT AGENDA

The Commission unanimously approved the following applications:

10. O&G 8A-0314544: Application of Medders Oil Company, Inc. (Operator No. 558355) requesting Commission unitization and approval of secondary recovery operations on the proposed Forks South Balt Unit in the Balt (Tannehill) Field, King County, Texas.

11. O&G 01-0311210: Application of OilTex, LLC (Operator No. 621006) to consider an exception to 16 TAC §3.21 for the Alexander (03612) Lease, Well Nos. 1, 1A, 4, and B1, Buchanan Field, Caldwell and Guadalupe Counties, Texas.

12. O&G 01-0311211: Application of OilTex, LLC (Operator No. 621006) to consider an exception to 16 TAC §3.21 for the Bandy (10044) Lease, Well Nos. 1, 2, 3, and 4, Luling-Branyon Field, Caldwell and Guadalupe Counties, Texas.

13. O&G 01-0311225: Application of OilTex, LLC (Operator No. 621006) to consider an exception to 16 TAC §3.21 for the Northcutt, J. B. -A- (04143) Lease, Well Nos. 1, 2, 3, 4, and 5, Salt Flat Field, Caldwell and Guadalupe Counties, Texas.

14. O&G 01-0311226: Application of OilTex, LLC (Operator No. 621006) to consider an exception to 16 TAC §3.21 for the Terrell, H.A. (03942) Lease, Well Nos. 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, and 14, Luling-Branyon Field, Caldwell and Guadalupe Counties, Texas.

15. O&G 01-0311227: Application of OilTex, LLC (Operator No. 621006) to consider an exception to 16 TAC §3.21 for the Moses, I. E. -A- (01452) Lease, Well Nos. 2, 3, 4, and 6, Salt Flat Field, Caldwell and Guadalupe Counties, Texas.

16. O&G 01-0311228: Application of OilTex, LLC (Operator No. 621006) to consider an exception to 16 TAC §3.21 for the Hoke (03606) Lease, Well Nos. 1, 2, 3, 4, 6, and 7, Spiller Field, Caldwell and Guadalupe Counties, Texas.

17. O&G 01-0311229: Application of OilTex, LLC (Operator No. 621006) to consider an exception to 16 TAC §3.21 for the Reed -A- (10174) Lease, Well No. 1, Salt Flat, West Field, Caldwell County, Texas.

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18. O&G 01-0311230: Application of OilTex, LLC (Operator No. 621006) to consider an exception to 16 TAC §3.21 for the Reed, N.W. (07501) Lease, Well Nos. 1CC, 3CC, 4BB, 4CC, 4EE, T2, and T4, Salt Flat, West Field, Caldwell and Guadalupe Counties, Texas.
19. O&G 01-0311231: Application of OilTex, LLC (Operator No. 621006) to consider an exception to 16 TAC §3.21 for the Tiller, J.R. -C- (01486) Lease, Well Nos. 2 and 3, Salt Flat Field, Caldwell and Guadalupe Counties, Texas.
20. O&G 01-0311253: Application of OilTex, LLC (Operator No. 621006) to consider an exception to 16 TAC §3.21 for the Tiller, Floyd -A- (01488) Lease, Well Nos. 1, 3, 4, and 6, Salt Flat Field, Caldwell County, Texas.
21. O&G 01-0311254: Application of OilTex, LLC (Operator No. 621006) to consider an exception to 16 TAC §3.21 for the Tiller, J. B. (01443) Lease, Well Nos. 1, 2, 3, and 4, Salt Flat Field, Caldwell and Guadalupe Counties, Texas.
22. O&G 01-0311255: Application of OilTex, LLC (Operator No. 621006) to consider an exception to 16 TAC §3.21 for the Walker -C- (07419) Lease, Well Nos. 1 and 2, Dunlap Field, Caldwell and Guadalupe Counties, Texas.
23. O&G 01-0311256: Application of OilTex, LLC (Operator No. 621006) to consider an exception to 16 TAC §3.21 for the Walker, W.B. (11824) Lease, Well Nos. 1A, 2A, 3, 3A, 4A, and 5A, Salt Flat Field, Caldwell and Guadalupe Counties, Texas.
24. O&G 01-0311257: Application of OilTex, LLC (Operator No. 621006) to consider an exception to 16 TAC §3.21 for the Walker, C.R. (11918) Lease, Well Nos. 1, 2, 3, 4, 5, 6, 7, 9, 10, and 11, Salt Flat Field, Caldwell and Guadalupe Counties, Texas.
25. O&G 01-0311258: Application of OilTex, LLC (Operator No. 621006) to consider an exception to 16 TAC §3.21 for the Wright, J. D. (01476) Lease, Well Nos. 1, 2, 3, 4, 5, 6, 7R, 8, and 9, Salt Flat Field, Caldwell and Guadalupe Counties, Texas.
26. O&G 01-0311259: Application of Star Oil, LLC (Operator No. 815102) to consider an exception to 16 TAC §3.21 for the Tiller, Floyd (02968) Lease, Well Nos. 1, 2, and 3, Salt Flat Field, Caldwell County, Texas.
27. O&G 01-0311261: Application of Star Oil, LLC (Operator No. 815102) to consider an exception to 16 TAC §3.21 for the Bufkin, James T. (06109) Lease, Well Nos. 1, 2, 3, 4, and 5D, Tenney Creek Field, Caldwell County, Texas.
28. O&G 01-0311264: Application of Star Oil, LLC (Operator No. 815102) to consider an exception to 16 TAC §3.21 for the Reed -AA- (10183) Lease, Well Nos. 2 and 3, Salt Flat, West Field, Caldwell and Guadalupe Counties, Texas.
29. O&G 08-0317190: Application of WPX Energy Permian, LLC (Operator No. 942623) for an exception to 16 TAC §3.32 for the Lindsey 10 (Gas ID No. 279351) Lease, Well No. 2H, in the Sandbar (Bone Spring) Field, Loving County, Texas.
30. O&G 08-0317191: Application of WPX Energy Permian, LLC (Operator No. 942623) for an exception to 16 TAC §3.32 for various wells and leases in the Phantom (Wolfcamp) Field, Reeves County, Texas.
31. O&G 8A-0317077: Application of RGX Energy, LLC (Operator No. 707493) for an exception to 16 TAC §3.32 for the Jackson Unit Lease, Well No. 1H, in the Tex-Mex, SE. (Wichita Albany) Field, Gaines County, Texas.

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32. O&G 10-0316818: Application of 4P Energy Texas, LLC (Operator No. 953803) to reclassify Well No. 2007H as a gas well in the Armstrong Lease, Stiles Ranch (Granite Wash Cons) Field, Wheeler County, Texas.

33. O&G 08-0316736: Application of Colgate Operating, LLC (Operator No. 167327) pursuant to the Mineral Interest Pooling Act to amend the pooled unit for the Cantaloupe MIPA Well No. 1H, Phantom (Wolfcamp) Field, Reeves County, Texas.

34. O&G 08-0316738: Application of Colgate Operating, LLC (Operator No. 167327) pursuant to the Mineral Interest Pooling Act to amend the pooled unit for the Moses MIPA Well No. 1H, Phantom (Wolfcamp) Field, Reeves County, Texas.

35. O&G 08-0316750: Application of Colgate Operating, LLC (Operator No. 167327) pursuant to the Mineral Interest Pooling Act to amend the pooled unit for the Goliath MIPA Well No. 1H, Phantom (Wolfcamp) Field, Reeves County, Texas.

36. O&G 08-0316751: Application of Colgate Operating, LLC (Operator No. 167327) pursuant to the Mineral Interest Pooling Act to amend the pooled unit for the King David MIPA Well No. 1H, Phantom (Wolfcamp) Field, Reeves County, Texas.

37. O&G 08-0316752: Application of Colgate Operating, LLC (Operator No. 167327) pursuant to the Mineral Interest Pooling Act to amend the pooled unit for the Ramses MIPA Well No. 1H, Phantom (Wolfcamp) Field, Reeves County, Texas.

38. O&G 03-0316631: Single Signature P-4 Filing by REO Operating LLC (Operator No. 701876) for the Nesvadba, R. (23673) Lease, Well No. 1, Hand (Vicksburg) Field, Fort Bend County, Texas, to change the operator from Byng Energy Group, Inc. (Operator No. 118732) to REO Operating LLC.

39. O&G 20-0317608: In Re: P-5 Organization Report of DFW Well Service, LLC (Operator No. 216721); Motion for Rehearing.

40. O&G 20-0317620: In Re: P-5 Organization Report of Property Development Group, Inc. (Operator No. 681459); Motion for Rehearing.

RULE 15 INACTIVE WELL ITEMS

The Commission unanimously approved the following inactive well items except for item # 58 which was passed.

41. O&G 20-0319138: In Re: P-5 Organization Report of 5-D Operating Inc (Operator No. 953762).

42. O&G 20-0319139: In Re: P-5 Organization Report of Advantek Waste Mgmt Services LLC (Operator No. 008492).

43. O&G 20-0319140: In Re: P-5 Organization Report of Baja Production (Operator No. 044650).

44. O&G 20-0319141: In Re: P-5 Organization Report of BBE Production, LLC (Operator No. 058928).

45. O&G 20-0319142: In Re: P-5 Organization Report of BNR Operating, LLC (Operator No. 077577).

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46. O&G 20-0319143: In Re: P-5 Organization Report of Brightriver Energy Co (Operator No. 093339).
47. O&G 20-0319144: In Re: P-5 Organization Report of C & G Transports, Inc. (Operator No. 120300).
48. O&G 20-0319145: In Re: P-5 Organization Report of CWD Resources, LLC (Operator No. 195762).
49. O&G 20-0319146: In Re: P-5 Organization Report of Garrison Operating, L.L.C. (Operator No. 295851).
50. O&G 20-0319147: In Re: P-5 Organization Report of J&H Oil Company (Operator No. 427631).
51. O&G 20-0319148: In Re: P-5 Organization Report of King Operating Corporation (Operator No. 465296).
52. O&G 20-0319149: In Re: P-5 Organization Report of Kirby Partners, LLC (Operator No. 468130).
53. O&G 20-0319150: In Re: P-5 Organization Report of Lee-Walker Mineral, LLC (Operator No. 495291).
54. O&G 20-0319151: In Re: P-5 Organization Report of Macha Enterprises, Inc. (Operator No. 520292).
55. O&G 20-0319152: In Re: P-5 Organization Report of Newton Operating & Consulting, LLC (Operator No. 608427).
56. O&G 20-0319153: In Re: P-5 Organization Report of Outline Oil Company LLC (Operator No. 628480).
57. O&G 20-0319154: In Re: P-5 Organization Report of Phoenix Minerals Inc. (Operator No. 664135).
58. O&G 20-0319155: In Re: P-5 Organization Report of Targa Midstream Services LLC (Operator No. 836037).
This item was passed.
59. O&G 20-0319156: In Re: P-5 Organization Report of Trivista Operating LLC (Operator No. 871169).
60. O&G 20-0319157: In Re: P-5 Organization Report of Turnbow Drilling Co. (Operator No. 872805).
61. O&G 20-0319158: In Re: P-5 Organization Report of VT Vistatex Energy LLC (Operator No. 887723).
62. O&G 20-0319159: In Re: P-5 Organization Report of WTXR Operating (Texas), Inc. (Operator No. 945239).

OFFICE OF GENERAL COUNSEL

AGREED ENFORCEMENT ORDERS

The Commission unanimously approved the following agreed orders except for item #'s 63,64,65 and 66 which were passed:

63. O&G 6E-0311817: Enforcement action against ETF Operating, LLC (Operator No. 254898) for violations of Statewide Rules on the Harris, T. B. -B- (07760) Lease, Well Nos. 1, 2, 3, 4, 5, 6, 7, and 8, East Texas Field, Gregg County, Texas. Violations of 16 TAC §§3.14(b)(2) and 3.21(i).

This item was passed.

64. O&G 7B-0312071: Enforcement action against Roca Production, Inc. (Operator No. 722193) for violations of Statewide Rules on the Boyd (26692) Lease, Well No. 1, Via Con Dios (Bend Conglomerate) Field, Stonewall County, Texas. Violations of 16 TAC §§3.3(1), 3.3(2), and 3.14(b)(2).

This item was passed.

65. O&G 7B-0312680: Enforcement action against MER Resources (Operator No. 559709) for violations of Statewide Rules on the Busbee (14272) Lease, Well Nos. 1 S, 1BC, B 1, D 1, 2 S, 2BC, B 2, 3 S, B 3, 4, B 4, 5, B 5, 6, and 7, Brown County Regular Field, Brown County, Texas. Violations of 16 TAC §§3.3(2), 3.8(d)(1), 3.13(a)(6)(A), and 3.14(b)(2).

This item was passed.

66. O&G 7B-0315593: Enforcement action against Sweet Texas T Energy LLC (Operator No. 833255) for violations of Statewide Rules on the Franklin, Gene (05323) Lease, Well Nos. 3, 5, 6, and 8, Taylor County Regular Field, Taylor County, Texas. Violations of 16 TAC §§3.3(1), 3.3(2), 3.3(3), 3.14(b)(2), and 3.46(j).

This item was passed.

67. Damage Prevention 026533: City of Pasadena enforcement action for violation of 16 TAC §§18.10(b), 18.11(b) and 18.11(b), at 1701 Jessie Ln., Pasadena, Harris County, Texas.

68. Damage Prevention 056872: CIM Enterprises enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 7948 Castelardo Pl. (Ravenna Ln.), Old Round Rock (historical), Williamson County, Texas.

69. Damage Prevention 057496: Jorge Rico enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 1106 Willow Creek Dr., La Porte, Harris County, Texas.

70. Damage Prevention 057797: Venture Underground enforcement action for violation of 16 TAC §18.10(b), at 3937 Medicine Hat (Sidewinder), Leander, Travis County, Texas.

71. Damage Prevention 057915: City of Sherman enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 520 E. Pacific St. (N. East St.), Sherman, Grayson County, Texas.

72. Damage Prevention 058080: City of Tomball enforcement action for violation of 16 TAC §18.8(a), at 800 W. Main (Baker Dr.), Tomball, Harris County, Texas.

73. Damage Prevention 058101: Flintrock Builders enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 915 Rebecca (E. Robin), Harker Heights, Bell County, Texas.

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74. Damage Prevention 058136: North Texas Contracting enforcement action for violation of 16 TAC §18.10(b), at 11165 Denton Dr. (Dairy Milk Ln.), Dallas, Dallas County, Texas.
75. Damage Prevention 058137: T Construction, LLC enforcement action for violation of 16 TAC §18.10(b), at 3041 High Plains Dr. (Sun Glen Dr.), Katy, Harris County, Texas.
76. Damage Prevention 058195: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 22431 Bucktrout (Hoyt), Katy, Harris County, Texas.
77. Damage Prevention 058333: North Texas Contracting enforcement action for violation of 16 TAC §18.10(b), at 423 S. Cockrell Hill Rd. (Garfield), Dallas, Dallas County, Texas.
78. Damage Prevention 058398: Buckland Electric enforcement action for violation of 16 TAC §§18.10(b) and 18.11(b), at Insignia Way (Bill Owens Pkwy.), Longview, Gregg County, Texas.
79. Damage Prevention 058416: Dumor Enterprises enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at Henness Pass (Kendall Canyon), San Antonio, Bexar County, Texas.
80. Damage Prevention 058421: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 10702 Prillerman Trails Dr., Houston, Harris County, Texas.
81. Damage Prevention 058462: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 105 E. Ard St. (Kaufman), Seagoville, Dallas County, Texas.
82. Damage Prevention 058701: Fibertex enforcement action for violation of 16 TAC §18.11(b), at 2025 58th (Temple), Lubbock, Lubbock County, Texas.
83. Damage Prevention 058758: Austin Water Utility enforcement action for violation of 16 TAC §18.11(b), at 404 Atlanta St. (Lake Austin Blvd.), Austin, Travis County, Texas.
84. Damage Prevention 058766: Wilkins Group, Inc. enforcement action for violation of 16 TAC §§18.11(b) and 18.11(b), at 5845 Steeplechase Dr. (Ascot Dr.), Plano, Collin County, Texas.
85. Damage Prevention 058788: City of Corpus Christi Gas Dept. enforcement action for violation of 16 TAC §18.8(a), at 13637 Northwest Blvd. (Wildcat Dr.), Corpus Christi, Nueces County, Texas.
86. Damage Prevention 058925: M.C. Dean Const. enforcement action for violation of 16 TAC §18.11(b), at 2901 Decatur Ave. (N.E. 28th St.), Fort Worth, Tarrant County, Texas.
87. Damage Prevention 058955: E Z Bel Construction, LLC enforcement action for violation of 16 TAC §18.10(b), at 726 Everest St. (Ridgecrest Dr.), San Antonio, Bexar County, Texas.
88. Damage Prevention 058983: Mimbela Contractors enforcement action for violation of 16 TAC §§18.10(b) and 18.11(b), at 11990 Rojas (Zaragoza), El Paso, El Paso County, Texas.
89. Damage Prevention 059036: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 505 E. Boydston Ave. (Peter's Colony), Rockwall, Rockwall County, Texas.

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90. Damage Prevention 059037: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 204 Glenmore (Sellars), San Angelo, Tom Green County, Texas.

91. Damage Prevention 059038: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 2044 Heritage Loop (Fawn Trail), Harker Heights, Bell County, Texas.

92. Damage Prevention 059040: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 10th (King), Quanah, Hardeman County, Texas.

93. Damage Prevention 059044: Burlington Resources O & G Co., LP enforcement action for violation of 16 TAC §18.8(a), at FM 882, Three Rivers, Live Oak County, Texas.

94. Damage Prevention 059045: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 201 Highland (Pecan), Ballinger, Runnels County, Texas.

95. Damage Prevention 059047: City of Houston enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 747 Boeneman Dr., Houston, Harris County, Texas.

96. Damage Prevention 059059: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 108 Wildcat Dr. (Hwy. 110), Whitehouse, Smith County, Texas.

97. Damage Prevention 059062: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 1300 Southmoor (Daniel Dr.), Arlington, Tarrant County, Texas.

98. Damage Prevention 059071: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 1470 Stella Ave. (Danube Dr.), Dallas, Dallas County, Texas.

99. Damage Prevention 059074: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 3105 Winchester Ave. (Gray Wolf), Melissa, Collin County, Texas.

100. Damage Prevention 059075: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 2628 St. Louis (W. Capps St.), Fort Worth, Tarrant County, Texas.

101. Damage Prevention 059077: Clark Electrical Services enforcement action for violation of 16 TAC §§18.3(a) and 18.11(b), at 4204 Scenic Dr., Dickinson, Galveston County, Texas.

102. Damage Prevention 059082: Oceanlink, Inc. enforcement action for violation of 16 TAC §§18.11(b), 18.4(b) and 18.11(b), at 15300 Constellation Cir. W., Willis, Montgomery County, Texas.

103. Damage Prevention 059096: Consys Concrete enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 1310 Bobbie Ln. (O'Henry Dr.), Garland, Dallas County, Texas.

104. Damage Prevention 059127: City of Houston enforcement action for violation of 16 TAC §18.4(b), at 13615 Ambrose (Kelling), Houston, Harris County, Texas.

105. Damage Prevention 059130: Tiempo Communications enforcement action for violation of 16 TAC §§18.10(b) and 18.11(b), at 7850 Kimble St. (Dover), Houston, Harris County, Texas.

106. Damage Prevention 059164: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 4203 York St. (Lagow), Dallas, Dallas County, Texas.

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107. Damage Prevention 059165: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 7550 Hwy. 161 (Riverside Dr.), Irving, Dallas County, Texas.

108. Damage Prevention 059168: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 606 S.W. 5th St. (Chickapoo Dr.), Grand Prairie, Dallas County, Texas.

109. Damage Prevention 059170: Joslin Construction enforcement action for violation of 16 TAC §18.4(d), at 15235 Spring Cypress Rd. (Huffmeister), Cypress, Harris County, Texas.

110. Damage Prevention 059174: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 306 S.W. Barnard (Herford), Glen Rose, Somervell County, Texas.

111. Damage Prevention 059180: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 156 Old Blue Mound Rd., Haslet, Denton County, Texas.

112. Damage Prevention 059181: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 2701 Ave. L (27th St.), Snyder, Scurry County, Texas.

113. Damage Prevention 059186: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 2217 Aspen St. (Tarpley St.), Richardson, Collin County, Texas.

114. Damage Prevention 059190: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at S. Main St. (Hunt St.), Mansfield, Tarrant County, Texas.

115. Damage Prevention 059202: Beckett Electrical enforcement action for violation of 16 TAC §§18.11(b), 18.3(a) and 18.11(b), at 3015 Industrial Terrace (United Dr.), Austin, Travis County, Texas.

116. Damage Prevention 059204: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 105 Mark St. (Hwy. 67), Sulphur Springs, Hopkins County, Texas.

117. Damage Prevention 059216: Excel 4 Construction, LLC enforcement action for violation of 16 TAC §18.4(a), at 2600 Stephenson (Bexar St.), Dallas, Dallas County, Texas.

118. Damage Prevention 059257: City of Houston enforcement action for violation of 16 TAC §18.4(b), at 7300 Tremper (Harbor), Houston, Harris County, Texas.

119. Damage Prevention 059268: Dickson Underground Utility Co. enforcement action for violation of 16 TAC §§18.10(b) and 18.11(b), at 404 S. Park (Live Oak), San Angelo, Tom Green County, Texas.

120. Damage Prevention 059279: Centerpoint Energy Entex enforcement action for violation of 16 TAC §§18.8(a) and 18.11(a), at 4716 N. Cashel Circle (Cashel Forest Dr.), Houston, Harris County, Texas.

121. Damage Prevention 059322: Atmos Energy, West Texas Division enforcement action for violation of 16 TAC §18.8(a), at CR 7630 (FM 1730), Wolfforth, Lubbock County, Texas.

122. Damage Prevention 059336: Atmos Energy, West Texas Division enforcement action for violation of 16 TAC §18.8(a), at 4707 Ave. D (48th), Lubbock, Lubbock County, Texas.

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123. Damage Prevention 059337: Atmos Energy, West Texas Division enforcement action for violation of 16 TAC §18.8(a), at FM 2641 (IH 27), Lubbock, Lubbock County, Texas.
124. Damage Prevention 059371: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 2817 Chacota (New York Ave.), Laredo, Webb County, Texas.
125. Damage Prevention 059373: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 419 W. Ash (San Francisco Ave.), Laredo, Webb County, Texas.
126. Damage Prevention 059402: Cathedral Plumbing of TX enforcement action for violation of 16 TAC §18.10(b), at 1387 Arezzo Ln. (Via Toscana), McLendon-Chisholm, Rockwall County, Texas.
127. Damage Prevention 059423: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 400 Blk. Pacific, Houston, Harris County, Texas.
128. Damage Prevention 059426: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 1353 N. Travis St. (Magnolia St.), Liberty, Liberty County, Texas.
129. Damage Prevention 059429: Graham Plumbing Services enforcement action for violation of 16 TAC §18.11(b), at 13130 Alston Rd. (W. Airport), Sugar Land, Fort Bend County, Texas.
130. Damage Prevention 059430: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 13130 Alston Rd. (W. Airport), Sugar Land, Fort Bend County, Texas.
131. Damage Prevention 059434: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 1302 S. Lide Ave., Mount Pleasant, Titus County, Texas.
132. Damage Prevention 059451: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 17050 FM 2493, Flint, Smith County, Texas.
133. Damage Prevention 059454: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at Kingsland Blvd. (W. Firethorne Blvd.), Katy, Fort Bend County, Texas.
134. Damage Prevention 059456: SiEnergy, LP enforcement action for violation of 16 TAC §18.5(a), at 204 Red Petal (Painted Trillium), Conroe, Montgomery County, Texas.
135. Damage Prevention 059459: Cathedral Plumbing of TX enforcement action for violation of 16 TAC §18.10(b), at 8401 Sweet Flag, Fort Worth, Tarrant County, Texas.
136. Damage Prevention 059462: City of Fort Worth enforcement action for violation of 16 TAC §18.4(a), at 2932 Bomar Ave. (Toronto St.), Fort Worth, Tarrant County, Texas.
137. Damage Prevention 059467: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 3807 Lila St. (Ralston St.), Houston, Harris County, Texas.
138. Damage Prevention 059473: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 401 N. Soda St., Jefferson, Marion County, Texas.
139. Damage Prevention 059476: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 5710 Monterrey Spring Dr. (Bolero Point Ln.), Houston, Harris County, Texas.
140. Damage Prevention 059481: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 3200 Blk. Bingle Rd., Houston, Harris County, Texas.

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141. Damage Prevention 059485: Texland Petroleum, LP enforcement action for violation of 16 TAC §§18.8(a) and 18.11(a), at FM 2641 (University), Lubbock, Lubbock County, Texas.

142. Damage Prevention 059487: Olvera Communication Costruction enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 1600 Providence Dr. (N. 18th), Waco, McLennan County, Texas.

143. Damage Prevention 059488: Mastec North America, Inc. enforcement action for violation of 16 TAC §§18.4(a) and 18.11(b), at 8017 Marlow Dr. (Braemar Dr.), The Colony, Denton County, Texas.

144. Damage Prevention 059491: Kidstructures, LLC enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 624 Bastrop Rd. (Preakness Park), Allen, Collin County, Texas.

145. Damage Prevention 059492: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 6315 W. By N.W. Blvd. (Rosprim St.), Houston, Harris County, Texas.

146. Damage Prevention 059493: Port Isabel Public Works enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at Hwy. 100 (Roy Ave.), Port Isabel, Cameron County, Texas.

147. Damage Prevention 059494: Lacy Construction enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 601 Argyle (FM 407), Argyle, Denton County, Texas.

148. Damage Prevention 059496: AV Cabling Contractor, LLC enforcement action for violation of 16 TAC §§18.4(d) and 18.11(b), at 714 Last Arrow Dr., Houston, Harris County, Texas.

149. Damage Prevention 059512: San Antonio Water System enforcement action for violation of 16 TAC §18.3(a), at 11300 IH 35 N. (Bomas), San Antonio, Bexar County, Texas.

150. Damage Prevention 059525: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 15422 Cabildo Dr. (Sierra Trail), Houston, Harris County, Texas.

151. Damage Prevention 059527: City of Irving enforcement action for violation of 16 TAC §18.11(b), at 1717 Dunning (Irby), Irving, Dallas County, Texas.

152. Damage Prevention 059531: MP Nexlevel enforcement action for violation of 16 TAC §18.10(b), at 2150 Gulf Fwy. S. (Sportsplex), League City, Galveston County, Texas.

153. Damage Prevention 059540: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 16001 Seattle St. (Senate), Jersey Village, Harris County, Texas.

154. Damage Prevention 059542: Lindamood Demolition, Inc. enforcement action for violation of 16 TAC §18.4(b), at 3005 Fairmount, Dallas, Dallas County, Texas.

155. Damage Prevention 059545: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 9900 Cedar Hill Dr., Mont Belvieu, Chambers County, Texas.

156. Damage Prevention 059552: Atmos Energy, West Texas Division enforcement action for violation of 16 TAC §18.8(a), at 505 E. 9th Ave. (Buchanon), Amarillo, Potter County, Texas.

157. Damage Prevention 059553: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 4703 Autumn Orchard Ln. (Autumn Orchard Ct.), Fulshear, Fort Bend County, Texas.

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158. Damage Prevention 059554: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 5803 Serrano Terrace Ln. (Santiago Cove Ln.), Houston, Harris County, Texas.
159. Damage Prevention 059555: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 6705 FM 1960 (Haynes Rd.), Houston, Harris County, Texas.
160. Damage Prevention 059556: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 7003 N. Travis (River Oaks St.), Liberty, Liberty County, Texas.
161. Damage Prevention 059564: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 906 S. Main St. (W. Childers), Jasper, Jasper County, Texas.
162. Damage Prevention 059567: Grey Forest Utilities enforcement action for violation of 16 TAC §18.8(a), at 5025 Prue Rd. (Laureate), San Antonio, Bexar County, Texas.
163. Damage Prevention 059576: Black Gap, LLC enforcement action for violation of 16 TAC §§18.10(b) and 18.11(b), at 1113 Bellmont (Rhode Island), Midland, Midland County, Texas.
164. Damage Prevention 059578: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 34211 Katy Fwy., Brookshire, Waller County, Texas.
165. Damage Prevention 059582: Woodlake Outdoor, Inc. enforcement action for violation of 16 TAC §§18.3(a) and 18.11(b), at Mandell Ln. (Mueller Ln.), Prosper, Denton County, Texas.
166. Damage Prevention 059586: Little Bill's Plumbing, Inc. enforcement action for violation of 16 TAC §18.4(a), at 1800 N. Nelson (18th St.), Pampa, Gray County, Texas.
167. Damage Prevention 059587: Atmos Energy, West Texas Division enforcement action for violation of 16 TAC §18.8(a), at 3308 91st St. (Indiana Ave.), Lubbock, Lubbock County, Texas.
168. Damage Prevention 059590: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 3206 Okane St. (N. Smith Ave.), Laredo, Webb County, Texas.
169. Damage Prevention 059591: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 14600 Beechnut St., Houston, Harris County, Texas.
170. Damage Prevention 059596: Targa Pl. Mid-Cont. WestTex, LLC enforcement action for violation of 16 TAC §18.8(a), at CR 470 (CR 150), Garden City, Glasscock County, Texas.
171. Damage Prevention 059598: Black Gap Utilities enforcement action for violation of 16 TAC §18.4(a), at 7806 Indiana (79th), Lubbock, Lubbock County, Texas.
172. Damage Prevention 059599: City of Fort Worth enforcement action for violation of 16 TAC §18.4(b), at 8309 Derby Ln. (Steamboat), Fort Worth, Tarrant County, Texas.
173. Damage Prevention 059600: Tackle Construction enforcement action for violation of 16 TAC §18.4(b), at 8500 Blk. Rustling Leaves Dr. (Sand Canyon Dr.), Houston, Harris County, Texas.
174. Damage Prevention 059602: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 972 Allen Ave., New Braunfels, Comal County, Texas.
175. Damage Prevention 059603: Circle C Construction enforcement action for violation of 16 TAC §18.3(e), at 7900 Hosta Way (Adobe Dr.), Fort Worth, Tarrant County, Texas.

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176. Damage Prevention 059606: Texas Gas Service Company enforcement action for violation of 16 TAC §18.8(a), at 721 Whitney Ann (Maxie Marie), El Paso, El Paso County, Texas.
177. Damage Prevention 059614: CPS Energy enforcement action for violation of 16 TAC §18.8(a), at 8500 Cross Mountain Trail (Piney Wood Run), San Antonio, Bexar County, Texas.
178. Damage Prevention 059625: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 11606 Wickhollow Ln., Houston, Harris County, Texas.
179. Damage Prevention 059626: Calhar Construction enforcement action for violation of 16 TAC §18.4(d), at 801 Enterprise Dr. (Long Prairie), Flower Mound, Denton County, Texas.
180. Damage Prevention 059633: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at Staffordshire Rd. (Scanlan Rd.), Stafford, Fort Bend County, Texas.
181. Damage Prevention 059635: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 5301 Leggett Ln. (Neches River Dr.), Pearland, Brazoria County, Texas.
182. Damage Prevention 059637: Diffco, LLC enforcement action for violation of 16 TAC §§18.11(b) and 18.11(b), at 900 Portway Dr., Houston, Harris County, Texas.
183. Damage Prevention 059655: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 6003 Lillybelle St. (Corisande), Katy, Harris County, Texas.
184. Damage Prevention 059657: Earthtones Greenery enforcement action for violation of 16 TAC §18.4(c), at Charlestone (S. Hampton Rd.), Glenn Heights, Ellis County, Texas.
185. Damage Prevention 059661: City of Brenham enforcement action for violation of 16 TAC §18.8(a), at 2703 S. Chappell Hill St. (IH 290 E.), Brenham, Washington County, Texas.
186. Damage Prevention 059667: Burton's Mechanical, Inc. enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 8440 S. Hwy. 121 (Parkwood Blvd.), Frisco, Collin County, Texas.
187. Damage Prevention 059676: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 17326 Village Breeze Dr., Tomball, Harris County, Texas.
188. Damage Prevention 059678: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 4100 Cypresswood Ct., Spring, Harris County, Texas.
189. Damage Prevention 059680: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 1714 E. 1st St., Mount Pleasant, Titus County, Texas.
190. Damage Prevention 059682: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 13502 Willow Heights Ct., Houston, Harris County, Texas.
191. Damage Prevention 059684: Texas Gas Service Company enforcement action for violation of 16 TAC §18.8(a), at 9811 N. IH 35 (Northcape Dr.), Austin, Travis County, Texas.
192. Damage Prevention 059696: Lindsey Construction, Inc. enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(b), at 100 Imperial Dr., Friendswood, Galveston County, Texas.
193. Damage Prevention 059705: CPS Energy enforcement action for violation of 16 TAC §§18.8(a), at 642 Belmont (Mel Waiters Way), San Antonio, Bexar County, Texas.

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194. Damage Prevention 059707: Texas Gas Service Company enforcement action for violation of 16 TAC §18.8(a), at 7301 Eds Cove (Patsy Pkwy.), Austin, Travis County, Texas.

195. Damage Prevention 059709: G.J. Seeding, LLC enforcement action for violation of 16 TAC §18.3(a), at 4932 Hackney Ln. (Blair Oaks Dr.), The Colony, Denton County, Texas.

196. Damage Prevention 059715: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 21600 Safrano St., Tomball, Harris County, Texas.

197. Damage Prevention 059719: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at W. Fernhurst (W. Grand Pkwy. S.), Katy, Harris County, Texas.

198. Damage Prevention 059727: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 3010 Greens Rd., Houston, Harris County, Texas.

199. Damage Prevention 059730: G Carter Construction Co., Inc. enforcement action for violation of 16 TAC §18.3(e), at 2300 N. Lakeline Blvd. (Cougar Country), Cedar Park, Williamson County, Texas.

200. Damage Prevention 059731: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 24402 Lakecrest Village Dr. (Porter Rd.), Cypress, Harris County, Texas.

201. Damage Prevention 059732: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at IH 45 (Wildwood Forest Dr.), The Woodlands, Montgomery County, Texas.

202. Damage Prevention 059735: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 900 W. Main St. (Roseland St.), Houston, Harris County, Texas.

203. Damage Prevention 059737: Total Contracting Limited enforcement action for violation of 16 TAC §18.11(b), at 900 W. Main St. (Roseland St.), Houston, Harris County, Texas.

204. Damage Prevention 059738: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at Harbor Town Dr. (Bellaire Blvd.), Houston, Harris County, Texas.

205. Damage Prevention 059743: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at Forest Trail Dr., Houston, Harris County, Texas.

206. Damage Prevention 059744: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at Mesquite Terrace Dr. (Vercrest Trace Ridge), Pearland, Brazoria County, Texas.

207. Damage Prevention 059748: Texas Gas Service Company enforcement action for violation of 16 TAC §18.8(a), at 429 Bates Way (N. Loop Dr.), El Paso, El Paso County, Texas.

208. Damage Prevention 059755: DFW Services, LLC enforcement action for violation of 16 TAC §§18.3(e) and 18.11(b), at 6700 Pecan St. (Danridge), Rowlett, Dallas County, Texas.

209. Damage Prevention 059757: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 413 Elgin (Bagby), Houston, Harris County, Texas.

210. Damage Prevention 059773: Texas Gas Service Company enforcement action for violation of 16 TAC §18.8(a), at 2201 Hwy. 180 W. (Mesquite St.), Mineral Wells, Palo Pinto County, Texas.

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211. Damage Prevention 059816: Targa Pl. Mid-Cont. WestTex, LLC enforcement action for violation of 16 TAC §18.8(a), at CR 4100 (FM 869), Tarzan, Martin County, Texas.

212. Damage Prevention 059821: CPS Energy enforcement action for violation of 16 TAC §18.8(a), at 14927 Rio Rancho Way (Meashan Mist), San Antonio, Bexar County, Texas.

213. Damage Prevention 059823: Guys Plumbing enforcement action for violation of 16 TAC §§18.10(b) and 18.11(b), at 6035 S. Bell (W. Ama Blvd.), Amarillo, Randall County, Texas.

214. Damage Prevention 059836: Rio Grande Fence Company enforcement action for violation of 16 TAC §§18.11(b) and 18.11(b), at 718 E. 10th St., Houston, Harris County, Texas.

215. Damage Prevention 059841: Brandon Bird Construction enforcement action for violation of 16 TAC §18.10(b), at 402 50th St. (Ave. C), Lubbock, Lubbock County, Texas.

216. Damage Prevention 059868: Viewtech, Inc. enforcement action for violation of 16 TAC §§18.3(a) and 18.11(b), at 10440 Ridgecrest St. (Meadow Hill), Frisco, Collin County, Texas.

ADMINISTRATIVE MATTERS

EXECUTIVE OFFICE

217. 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.

OFFICE OF GENERAL COUNSEL

218. 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.

219. Proposal to join TCEQ, PUC and OAG commenting on EPA's Proposed " Reconsideration of National Emissions Standards Amendments to the Standards for Hazardous Air Pollutants: Coal- and Oil-Fired Electric Utility Steam Generating Units - Reconsideration of Supplemental Finding and Residual Risk and Technology Review, " EPA Docket ID No. EPA-HQ-OAR-2018-0794.

The Commission unanimously approved staff's recommendation.

220. Consideration of draft comments on EPA's Proposed " Revised Definition of 'Waters of the United States', " EPA Docket ID No. EPA-HQ-OW-2018-0149.

The Commission unanimously approved staff's recommendation.

PUBLIC INPUT

221. 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 one signed up to speak.

EXECUTIVE SESSION

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

The Commission passed this item.

The Commission adjourned @ 9:49 a.m.