

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

**October 1, 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, October 1, 2019 commencing at 9:32 a.m.](#) [Chairman Wayne Christian, Commissioner Christi Craddick and Commissioner Ryan Sitton](#) were present. [Chairman Christian](#) presided.

**HEARINGS DIVISION**

**GAS SERVICES**

1. GUD 10874: Application of Texas Gas Service Company for Test Year 2018 annual interim rate adjustment for the unincorporated areas of the Rio Grande Valley Service Area. The Commission unanimously approved the Examiner's recommendation
2. GUD 10861: Application of EPCOR Gas Texas for Test Year 2018 annual interim rate adjustment for the environs area. The Commission unanimously approved the Examiner's recommendation
3. GUD 10844, consolidated: Statement of intent of Texas Gas Service, a Division of ONE Gas, Inc., to increase rates to recover Hurricane Harvey response costs within the Gulf Coast Service Area. The Commission unanimously approved the Examiner's recommendation

**SURFACE MINING AND RECLAMATION**

4. SMRD Docket No. C17-0009-SC-42-C: Application by Dos Repúblicas Coal Partnership for renewal/revision of Permit No. 42B, Eagle Pass Mine, Maverick County, Texas; Appeal of Interim Ruling. The Commission unanimously overruled the Examiner's recommendation. They voted to grant the interim appeal.

**OIL AND GAS**

5. O&G 20-0316018: Application of Watson Energy Investments, LLC (Operator No. 900277) for unrestricted renewal of its P-5 and to contest the staff determination that its Form P-5 cannot be renewed due to noncompliance with the inactive well requirements of 16 TAC §3.15. The Commission unanimously approved the Examiner's recommendation

**OFFICIAL MINUTES -September 11, 2019**

6. O&G 02-0315435: Complaint of Elsie Opiela and Adrian Opiela regarding Magnolia Oil & Gas Operating LLC's (Operator No. 521544) Audioslave A Lease, Well No. 102H, Permit No. 839487, Sugarkane (Austin Chalk) Field, Karnes County, Texas.

The Commission unanimously approved the Examiner's recommendation

7. O&G 7C-0316622: Complaint of Henry Stokes that Inspire Oil & Gas Inc. (Operator No. 424758) does not have a good faith claim to operate the Lynn, Harry Estate (07444) Lease, Ballinger (Palo Pinto, N.) Field, Runnels County, Texas; Motion for Rehearing.

The Commission unanimously approved the Examiner's recommendation

8. O&G 20-0317952: Application of RBE Wichita, LLC (Operator No. 685834) for unrestricted renewal of its P-5 and to contest the staff determination that its P-5 cannot be renewed due to noncompliance with the inactive well requirements of 16 TAC §3.15; Motion for Rehearing.

The Commission unanimously approved the Examiner's recommendation

9. O&G 20-0317955: Application of RBE Jack Archer, LLC (Operator No. 685832) for unrestricted renewal of its P-5 and to contest the staff determination that its P-5 cannot be renewed due to noncompliance with the inactive well requirements of 16 TAC §3.15; Motion for Rehearing.

The Commission unanimously approved the Examiner's recommendation

10. O&G 20-0321521: In Re: P-5 Organization Report of BMB Oil Producers LLC (Operator No. 040635); Motion for Rehearing.

The Commission unanimously approved the Examiner's recommendation

11. O&G 20-0321523: In Re: P-5 Organization Report of Circle Ridge Production, Inc. (Operator No. 153970); Motion for Rehearing.

The Commission unanimously approved the Examiner's recommendation

**OIL AND GAS CONSENT AGENDA (56 items; numbers 12 - 67)**

The Commission unanimously approved the following applications:

12. O&G 8A-0319701: Application of Reliance Energy, Inc. (Operator No. 700995) to amend field rules for the Illusion Lake (San Andres) Field, Lamb and Hockley Counties, Texas.

13. O&G 08-0318613: Application of Elevation Resources LLC (Operator No. 247756) for separation of the Emma (Mississippian) Field into two fields, permanent gas well classification for 13 oil wells in the new field, and for field rules to be placed in the proposed new field, Emma (Barnett Shale) Field, Andrews County, Texas.

14. O&G 08-0322585: Application of Elevation Resources LLC (Operator No. 247756) for separation of the Emma (Mississippian) Field into two fields, permanent gas well classification for 13 oil wells in the new field, and for field rules to be placed in the proposed new field, Emma (Barnett Shale) Field, Andrews County, Texas.

15. O&G 08-0316680: Application of Independence Resources Management, LLC (Operator No. 423716) to consolidate the Sugg Ranch (Canyon) Field, the Sugg Ranch (Canyon Dist 08) Field, and the Lower Half (Wolfcamp) Field into the Spraberry (Trend Area) Field, Tom Green, Sterling and Irion Counties, Texas.

16. O&G 08-0321437: Application of Rio Oil and Gas (Permian) II, LLC (Operator No. 712803) for an exception to 16 TAC §3.32 for the Alexander 58-2-24 Lease, Phantom (Wolfcamp) Field, Reeves County, Texas.

**OFFICIAL MINUTES -September 11, 2019**

17. O&G 08-0321431: Application of Rio Oil and Gas (Permian) II, LLC (Operator No. 712803) for an exception to 16 TAC §3.32 for the Brown State 44-2 central flare point and Brown State 44-2 Lease, Well 1H, Phantom (Wolfcamp) Field, Reeves County, Texas.

18. O&G 08-0321430: Application of Rio Oil and Gas (Permian) II, LLC (Operator No. 712803) for an exception to 16 TAC §3.32 for the Conquista State Unit 54-1-8 Lease, Well 1H, Phantom (Wolfcamp) Field, Reeves County, Texas.

19. O&G 08-0321426: Application of Rio Oil and Gas (Permian) II, LLC (Operator No. 712803) for an exception to 16 TAC §3.32 for the Expedition 71-67 Lease, Wells Nos.1H, 2H, and 4H, Phantom (Wolfcamp) Field, Reeves County, Texas.

20. O&G 08-0321428: Application of Rio Oil and Gas (Permian) II, LLC (712803) for an Exception to 16 TAC §3.32 for the Darcy State 22 Lease, Phantom (Wolfcamp) Field, Reeves County, Texas.

21. O&G 01-0316679: Application of EP Energy E&P Company L.P. (Operator No. 253385) for an exception to 16 TAC §3.32 for various facilities, Eagleville (Eagle Ford-1) Field, La Salle County, Texas.

22. O&G 01-0320048: Application of Murphy Exploration & Production Company - USA (Operator No. 594675) for an exception to 16 TAC §3.32 for the Tyler Lease, Eagleville (Eagle Ford-1) Field, McMullen County, Texas.

23. O&G 08-0317439: Application of ConocoPhillips Company (Operator No. 172232) for an exception to 16 TAC §3.32 for various wells in the Mockingbird Central Facility, Ford West (Wolfcamp) Field, Culberson County, Texas.

24. O&G 8A-0320997: Application of E R Operating Company (Operator No. 238075) for an exception to 16 TAC §3.32 for the Googins 249 Lease, Sable (San Andres) Field, Yoakum County, Texas.

25. O&G 08-0320910: Application of XTO Energy Inc. (Operator No. 945936) for an exception to 16 TAC §3.32 for the Gina-Madysen-Tyler TB, Spraberry (Trend Area) Field, Ector County, Texas.

26. O&G 08-0319021: Application of XTO Energy Inc. (Operator No. 945936) for an exception to 16 TAC §3.32 for the Haley-Garland 27-7 TB on the Haley-Garland Allocation 8 Lease (48520), Phantom (Wolfcamp) Field, Winkler County, Texas.

27. O&G 8A-0320298: Application of Hadaway Consulting and Engineering, LLC (Operator No. 342392) for an exception to 16 TAC §3.32 for the Old Switcheroo 418 (70780) Lease, Giddyup 611 (70644) Lease, and the Stopped Short 396-365 B Unit (70689) Lease, Sable (San Andres) Field, Yoakum County, Texas.

28. O&G 09-0319957: Application of White Knight Production LLC (Operator No. 918507) for a maximum efficient rate (MER) allowable and cancellation of overproduction for the Rummage (33806) Lease, Well Nos. 5, 10, and 11, Lucky Ridge, SW. (2100) Field, Jack County, Texas.

29. O&G 03-0321068: Application of GR-M1 Ltd. for a 154.9 acre tract in Brazoria County, Texas, as a qualified subdivision pursuant to 16 TAC §3.76.

30. O&G 08-0318387: Application of Beach Oil & Gas, Inc. (Operator No. 058921) to supersede portions of the final order in O&G Docket No. 08-0308879: Complaint of Laura Briggs that 7S Oil & Gas, LLC (Operator No. 954992) does not have a good faith claim to operate the Olix

**OFFICIAL MINUTES -September 11, 2019**

(25998) Lease, Payton Field, Pecos County, Texas.

31. O&G 08-0322577: Application of Beach Oil & Gas, Inc. (Operator No. 058921) to supersede portions of the final order in O&G Docket No. 08-0308867: Complaint of Laura Briggs that 7S Oil & Gas, LLC (Operator No. 954992) does not have a good faith claim to operate the Scharff (28416) Lease, Payton Field, Pecos County, Texas.

32. O&G 08-0319835: Application of Beach Oil & Gas, Inc. (Operator No. 058921) to supersede portions of the final order in O&G Docket No. 08-0308882: Complaint of Laura Briggs that 7S Oil & Gas, LLC (Operator No. 954992) does not have a good faith claim to operate the Aegis Olix B (48337) Lease, Payton (5950) Field, Pecos County, Texas.

33. O&G 08-0319836: Application of Beach Oil & Gas, Inc. (Operator No. 058921) to supersede portions of the final order in O&G Docket No. 08 0308878: Complaint by Laura Briggs that 7S Oil & Gas, LLC (Operator No. 954992) does not have a good faith claim to operate the Olix -A- (26020) Lease, Payton Field, Pecos County, Texas.

34. O&G 08-0317583: Application of Arch Oil & Gas LLC (Operator No. 029272) to supersede a portion of the final order in O&G Docket No. 08-0308881: Complaint by Laura Briggs that 7S Oil & Gas (Operator No. 954992) does not have a good faith claim to operate the Pecos Olix (48514) Lease, Well No. 4, ordering the well plugged; and Single Signature P-4 Filing to change the operator from 7S Oil & Gas, LLC to Arch Oil & Gas LLC.

35. O&G 6E-0321443: Good faith claim review of M-C Production & Drilling Co, Inc. (Operator No. 518063) and AbleReady, Inc. (Operator No. 002987) for the Christian, A. -B- (06461) Lease, East Texas Field, Gregg County, Texas.

36. O&G 6E-0321444: Good faith claim review of M-C Production & Drilling Co, Inc. (Operator No. 518063) and AbleReady, Inc. (Operator No. 002987) for the Maxwell, B. F. (06578) Lease, East Texas Field, Rusk County, Texas.

37. O&G 6E-0321445: Good faith claim review of M-C Production & Drilling Co, Inc. (Operator No. 518063) and AbleReady, Inc. (Operator No. 002987) for the Snoddy Tad (06705) Lease, East Texas Field, Gregg County, Texas.

38. O&G 7B-0321126: Complaint of Julia Mink that Vanco Oil & Gas Corp. (Operator No. 881484) does not have a good faith claim to operate the Mink (28096) Lease, Barton Ranch (Strawn) Field, Nolan County, Texas.

39. O&G 7B-0321486: Complaint of Julia Mink that Vanco Oil & Gas Corp. (Operator No. 881484) does not have a good faith claim to operate the Mink -A- (29166) Lease, EVB (Cisco Middle) Field, Nolan County, Texas.

40. O&G 7C-0322138: Complaint of A. A. Sugg Jr., Trustee, SJSF Minerals, LP, Andrea Bjeldanes, Nancy Warfield, and Steven Farmer, that Front Street Operating, LLC (Operator No. 287095) does not have a good faith claim to operate the Skelly-Sugg "45" (06991) Lease, Well Nos. 1 and 2, Rock Pen (Canyon) Field, Irion County, Texas.

41. O&G 7C-0322139: Complaint of A. A. Sugg Jr., Trustee, SJSF Minerals, LP, Andrea Bjeldanes, Nancy Warfield, and Steven Farmer, that Front Street Operating, LLC (Operator No. 287095) does not have a good faith claim to operate the Farmer "43-10" (08089) Lease, Well Nos. 1, 2 and 3, Rock Pen (Canyon) Field, Irion County, Texas.

42. O&G 7C-0322140: Complaint of A. A. Sugg Jr., Trustee, SJSF Minerals, LP, Andrea Bjeldanes, Nancy Warfield, and Steven Farmer, that Front Street Operating, LLC (Operator No.

**OFFICIAL MINUTES -September 11, 2019**

287095) does not have a good faith claim to operate the Farmer "44-10" (07779) Lease, Well No. 1, Rock Pen (Canyon) Field, Irion County, Texas.

43. O&G 7C-0322141: Complaint of A. A. Sugg Jr., Trustee, SJSF Minerals, LP, Andrea Bjeldanes, Nancy Warfield, and Steven Farmer, that Front Street Operating, LLC (Operator No. 287095) does not have a good faith claim to operate the Farmer 44 (07373) Lease, Well Nos. 1, 2 and 4, Rock Pen (Canyon) Field, Irion County, Texas.

44. O&G 7C-0322142: Complaint of A. A. Sugg Jr., Trustee, SJSF Minerals, LP, Andrea Bjeldanes, Nancy Warfield, and Steven Farmer, that Front Street Operating, LLC (Operator No. 287095) does not have a good faith claim to operate the Farmer -56- (06902) Lease, Well Nos. 1, 2, 3, 4, 5 and 6, Rock Pen (Canyon) Field, Irion County, Texas.

45. O&G 7C-0322143: Complaint of A. A. Sugg Jr., Trustee, SJSF Minerals, LP, Andrea Bjeldanes, Nancy Warfield, and Steven Farmer, that Front Street Operating, LLC (Operator No. 287095) does not have a good faith claim to operate the Farmer -57- (07207) Lease, Well Nos. 1, 2, 3, 4, 6 and 8, Rock Pen (Canyon) Field, Irion County, Texas.

46. O&G 03-0319566: Complaint by Robert Zinn that Vast Oil TX Operating LLC (Operator No. 883803) does not have a good faith claim to operate the Zinn & Forman (21401) Lease, Well No. 6, Caplen (FB-1, 7) Field, Galveston County, Texas.

47. O&G 03-0320531: Complaint by Robert Zinn that Vast Oil TX Operating LLC (Operator No. 883803) does not have a good faith claim to operate the Zinn & Forman (24101) Lease, Well No. 13, Caplen (FB-1, 5-A) Field, Galveston County, Texas.

48. O&G 03-0321048: Complaint by Robert Zinn that Vast Oil TX Operating LLC (Operator No. 883803) does not have a good faith claim to operate the Zinn-Forman (24218) Lease, Well No. 11, Caplen (FB-1, 6-X) Field, Galveston County, Texas.

49. O&G 03-0321049: Complaint by Robert Zinn that Vast Oil TX Operating LLC (Operator No. 883803) does not have a good faith claim to operate the Zinn & Forman (19568) Lease, Well No. 10, Caplen (FB-2, 5-C) Field, Galveston County, Texas.

50. O&G 03-0321050: Complaint by Robert Zinn that Vast Oil TX Operating LLC (Operator No. 883803) does not have a good faith claim to operate the Zinn & Forman (21402) Lease, Well No. 19, Caplen (FB-2, 5-W) Field, Galveston County, Texas.

51. O&G 03-0321051: Complaint by Robert Zinn that Vast Oil TX Operating LLC (Operator No. 883803) does not have a good faith claim to operate the Zinn & Forman (23123) Lease, Well No. 1, Caplen (FB-2, 6) Field, Galveston County, Texas.

52. O&G 03-0321052: Complaint by Robert Zinn that Vast Oil TX Operating LLC (Operator No. 883803) does not have a good faith claim to operate the Zinn & Forman (12209) Lease, Well No. 5, Caplen (FB-2A, 2B3) Field, Galveston County, Texas.

53. O&G 03-0321053: Complaint by Robert Zinn that Vast Oil TX Operating LLC (Operator No. 883803) does not have a good faith claim to operate the Zinn & Forman (20433) Lease, Well No. 18, Caplen (FB-2A, 2-C) Field, Galveston County, Texas.

54. O&G 03-0321054: Complaint by Robert Zinn that Vast Oil TX Operating LLC (Operator No. 883803) does not have a good faith claim to operate the Zinn & Forman (20905) Lease, Well No. 21R, Caplen (FB-3A, 2B) Field, Galveston County, Texas.

55. O&G 03-0321055: Complaint by Robert Zinn that Vast Oil TX Operating LLC (Operator No.

**OFFICIAL MINUTES -September 11, 2019**

883803) does not have a good faith claim to operate the Zinn & Forman (22995) Lease, Well No. 21, Caplen (FB-3A, 2-A2) Field, Galveston County, Texas.

56. O&G 03-0321056: Complaint by Robert Zinn that Vast Oil TX Operating LLC (Operator No. 883803) does not have a good faith claim to operate the Zinn & Forman (Gas ID No. 128227) Lease, Well No. 12, Caplen (FB-1, 1T) Field, Galveston County, Texas.

57. O&G 03-0321057: Complaint by Robert Zinn that Vast Oil TX Operating LLC (Operator No. 883803) does not have a good faith claim to operate the Zinn & Forman (Gas ID No. 180807) Lease, Well No. 1, Caplen (FB-2, 5-X) Field, Galveston County, Texas.

58. O&G 03-0321058: Complaint by Robert Zinn that Vast Oil TX Operating LLC (Operator No. 883803) does not have a good faith claim to operate the Zinn & Forman (Gas ID No. 169205) Lease, Well No. 1, Caplen (FB-2, 5-Y) Field, Galveston County, Texas.

59. O&G 03-0321059: Complaint by Robert Zinn that Vast Oil TX Operating LLC (Operator No. 883803) does not have a good faith claim to operate the Zinn & Forman (Gas ID No. 147858) Lease, Well No. 14, Caplen (FB-3, 1-X) Field, Galveston County, Texas.

60. O&G 03-0321060: Complaint by Robert Zinn that Vast Oil TX Operating LLC (Operator No. 883803) does not have a good faith claim to operate the Zinn & Forman (Gas ID No. 183813) Lease, Well No. 3, Caplen (FB-3A, 2-W) Field, Galveston County, Texas.

61. O&G 20-0321526: In Re: P-5 Organization Report of Fenix Petroleum Group LLC (Operator No. 265618); Motion for Rehearing.

62. O&G 20-0321527: In Re: P-5 Organization Report of Mineprod (Operator No. 569678); Motion for Rehearing.

63. O&G 20-0321532: In Re: P-5 Organization Report of Riverine, L.C. (Operator No. 714234); Motion for Rehearing.

64. O&G 7C-0322516: Boaz Energy II Operating LLC for authority pursuant to 16 TAC §3.50 to approve or certify an EOR project for the Thornburg (#18021) Lease, Fort McKavitt (Lime 4150) (32078 398) Field, Schleicher County, Texas.

65. O&G 8A-0322319: Occidental Permian LLC. for authority pursuant to 16 TAC §3.50 to approve or certify an EOR project for the Sundown Unit (#60282), Slaughter (83991 001) Field, Hockley County, Texas.

66. O&G 01-0319218: Commission-called review of temporary field rules pursuant to 16 TAC §3.43 for the Pena Creek (Georgetown) (70411210) Field, Dimmit and Zavala Counties, Texas.

67. O&G 08-0317323: Impetro Operating LLC for the recommendation of a tight gas formation pursuant to 16 TAC §3.101 for the Third Bone Spring and Wolfcamp Formations, Phantom (Wolfcamp) Field, Winkler County, Texas.

**RULE 15 INACTIVE WELL ITEMS (21 items; numbers 68 - 88)**

The Commission unanimously approved the following applications:

68. O&G 20-0323073: In Re: P-5 Organization Report of A K & K Enterprises LLC (Operator No. 000388).

69. O&G 20-0323074: In Re: P-5 Organization Report of Alleder Inc. (Operator No. 013296).

**OFFICIAL MINUTES -September 11, 2019**

70. O&G 20-0323075: In Re: P-5 Organization Report of B-3 Oil Co. (Operator No. 042199).
71. O&G 20-0323076: In Re: P-5 Organization Report of Bay Tan Operating, LP (Operator No. 057938).
72. O&G 20-0323077: In Re: P-5 Organization Report of Brandy Production (Operator No. 088628).
73. O&G 20-0323078: In Re: P-5 Organization Report of Butler, Kevin O. & Assoc., Inc. (Operator No. 114050).
74. O&G 20-0323079: In Re: P-5 Organization Report of Cibolo Energy Operating, Inc. (Operator No. 153393).
75. O&G 20-0323080: In Re: P-5 Organization Report of D-Bar Leasing, Inc. (Operator No. 196151).
76. O&G 20-0323081: In Re: P-5 Organization Report of Dirks Petroleum Company (Operator No. 220833).
77. O&G 20-0323082: In Re: P-5 Organization Report of Ernest Operating Company (Operator No. 253480).
78. O&G 20-0323083: In Re: P-5 Organization Report of Leahy Oil, LLC (Operator No. 491622).
79. O&G 20-0323084: In Re: P-5 Organization Report of M3V Energy, LLC (Operator No. 519511).
80. O&G 20-0323085: In Re: P-5 Organization Report of Malish Operating, LLC (Operator No. 523181).
81. O&G 20-0323087: In Re: P-5 Organization Report of 1849 Energy Partners Oprtng, LLC (Operator No. 623073).
82. O&G 20-0323088: In Re: P-5 Organization Report of Petromex Oil And Gas, LLC (Operator No. 660806).
83. O&G 20-0323089: In Re: P-5 Organization Report of R & A Moore, Inc. (Operator No. 685765).
84. O&G 20-0323090: In Re: P-5 Organization Report of R360 Env Solutions Of Tx, LLC (Operator No. 687718).
85. O&G 20-0323092: In Re: P-5 Organization Report of Trinidad Oil And Gas Corporation (Operator No. 869972).
86. O&G 20-0323093: In Re: P-5 Organization Report of Underground Services Markham, LLC (Operator No. 875778).
87. O&G 20-0323094: In Re: P-5 Organization Report of WFMMS, Inc. (Operator No. 888066).
88. O&G 20-0323095: In Re: P-5 Organization Report of WTP Energy, Inc. (Operator No. 945233).

**OFFICE OF GENERAL COUNSEL**

**MASTER DEFAULT ORDERS (19 items; numbers 89 - 107)**

The Commission unanimously approved the following default orders:

89. O&G 01-0315720: Enforcement action against Progas Operating, Inc (Operator No. 681142) for violation of Statewide Rules on the Ali-O Unit (12224) Lease, Well No. 1, Pilgrim (Austin Chalk) Field, Gonzales County, Texas. Violation of 16 TAC §§3.3(1), 3.3(2), 3.3(3), 3.8(d)(1), and 3.22(b).

90. O&G 04-0314774: Enforcement action against AMDSJ2 LLC (Operator No. 016927) for violation of Statewide Rules on the E. G. Ranch, Ltd. Lease, Well No. 1R (RRC ID No. 168394), Agua Roja (Lobo) Field, Webb County, Texas. Violation of 16 TAC §§3.3(1), 3.8(d)(2), and 3.14(b)(2).

91. O&G 7B-0316673: Enforcement action against MER Resources (Operator No. 559709) for violation of Statewide Rules on the Tischler (11842) Lease, Well No. 1 S, Brown County Regular Field, Brown County, Texas. Violation of 16 TAC §§3.3(1), 3.3(3), 3.8(d)(1), and 3.14(b)(2).

92. Pipeline Safety 180002: Enforcement action against Gaylyn, Inc. (Operator No. 298362) for violation of Statewide Rules on Permit No. 00984, Callahan and Eastland County, Texas. Violation of 16 TAC §§3.70(i) and 3.70(l).

93. Pipeline Safety 180005: Enforcement action against AirGas Carbonic, Inc. (Operator No. 009378) for violation of Statewide Rules on Permit No. 09034, Brazoria County, Texas. Violation of 16 TAC §§3.70(i) and 3.70(l).

94. Pipeline Safety 180023: Enforcement action against City of White Deer (Operator No. 154768) for violation of Statewide Rules on Permit No. 09030, Carson County, Texas. Violation of 16 TAC §§3.70(i) and 3.70(l).

95. Pipeline Safety 180044: Enforcement action against Fortune Operating Company (Operator No. 278766) for violation of Statewide Rules on Permit No. 07589, Matagorda County, Texas. Violation of 16 TAC §§3.70(i) and 3.70(l).

96. Damage Prevention 18157: Enforcement action against A's Fence Company a/k/a Arturo's Fence Company LLC for violation of Commission Rules for Underground Pipeline Damage Prevention at 4218 Windy Orchard Dr., Richmond, Fort Bend, Texas. Violation of 16 TAC §18.11(b). Order Nunc Pro Tunc.

97. Damage Prevention 19441: Enforcement action against A's Fence Company a/k/a Arturo's Fence Company LLC for violation of Commission Rules for Underground Pipeline Damage Prevention at 13303 Bomoseen Lake Rd., Houston, Harris, Texas. Violation of 16 TAC §§18.4(b) and 18.11(b). Order Nunc Pro Tunc.

98. Damage Prevention 23258: Enforcement action against A's Fence Company a/k/a Arturo's Fence Company LLC for violation of Commission Rules for Underground Pipeline Damage Prevention at 13003 Windmill Hill Cir., Sugar Land, Fort Bend, Texas. Violation of 16 TAC §18.11(b). Order Nunc Pro Tunc.

99. Damage Prevention 29408: Enforcement action against A's Fence Company a/k/a Arturo's Fence Company LLC for violation of Commission Rules for Underground Pipeline Damage Prevention at 2415 Rosillos Peak Dr., Spring, Harris, Texas. Violation of 16 TAC §§18.11(b) and 18.11(b). Order Nunc Pro Tunc.



## **OFFICIAL MINUTES -September 11, 2019**

100. Damage Prevention 35197: Enforcement action against A's Fence Company a/k/a Arturo's Fence Company LLC for violation of Commission Rules for Underground Pipeline Damage Prevention at 7446 Autumn Dr., Katy, Harris, Texas. Violation of 16 TAC §§18.3(a) and 18.11(b). Order Nunc Pro Tunc.

101. Damage Prevention 35456: Enforcement action against A's Fence Company a/k/a Arturo's Fence Company LLC for violation of Commission Rules for Underground Pipeline Damage Prevention at 27715 Bering Crossing Dr., Katy, Harris, Texas. Violation of 16 TAC §§18.3(a) and 18.11(b). Order Nunc Pro Tunc.

102. Damage Prevention 37560: Enforcement action against A's Fence Company a/k/a Arturo's Fence Company LLC for violation of Commission Rules for Underground Pipeline Damage Prevention at 2503 Mountain Sage Dr., Pearland, Harris, Texas. Violation of 16 TAC §§18.4(b) and 18.11(b). Order Nunc Pro Tunc.

103. Damage Prevention 40786: Enforcement action against A's Fence Company a/k/a Arturo's Fence Company LLC for violation of Commission Rules for Underground Pipeline Damage Prevention, at 7238 Sunburst Meadow Dr., Houston, Harris, Texas. Violation of 16 TAC §§18.10(b), 18.11(b), and 18.11(b). Order Nunc Pro Tunc.

104. Damage Prevention 46455: Enforcement action against A's Fence Company a/k/a Arturo's Fence Company LLC for violation of Commission Rules for Underground Pipeline Damage Prevention at 3917 Prine Ln., Deer Park, Harris, Texas. Violation of 16 TAC §§18.3(a), 18.11(b), and 18.11(b). Order Nunc Pro Tunc.

105. Damage Prevention 49489: Enforcement action against A's Fence Company a/k/a Arturo's Fence Company LLC for violation of Commission Rules for Underground Pipeline Damage Prevention at 7406 Granite Terrace Ln., Houston, Harris, Texas Violation of 16 TAC §§18.4(b), 18.11(b), and 18.11(b). Order Nunc Pro Tunc.

106. Damage Prevention 54396: Enforcement action against A's Fence Company a/k/a Arturo's Fence Company LLC for violation of Commission Rules for Underground Pipeline Damage Prevention at 7018 Granite Terrace Ln., Houston, Harris, Texas. Violation of 16 TAC §§18.11(b) and 18.11(b). Order Nunc Pro Tunc.

107. Damage Prevention 56109: Enforcement action against A's Fence Company a/k/a Arturo's Fence Company LLC for violation of Commission Rules for Underground Pipeline Damage Prevention at 14251 Garland Brook Dr., Houston, Harris, Texas. Violation of 16 TAC §§18.4(b) and 18.11(b). Order Nunc Pro Tunc.

### **OFFICE OF GENERAL COUNSEL**

#### **AGREED ENFORCEMENT ORDERS (93 items; numbers 108 - 200)**

The Commission unanimously approved the following agreed orders:

108. O&G 06-0321427: R2Q Operating LLC (Operator No. 687719) enforcement action regarding Buie, J.D. Heirs Lease, Well No. 7 (RRC ID No. 221557), Willow Springs (Cotton Valley) Field, Gregg County, Texas. Violation of 16 TAC §3.14(b)(2).

109. O&G 7B-0314924: Gas Corporation of America (Operator No. 296670) enforcement action regarding J.S. William (13846) Lease, Well No. 4, Brown County Regular Field, Brown County, Texas. Violation of 16 TAC §3.14(b)(2).

**OFFICIAL MINUTES -September 11, 2019**

110. O&G 01-0312421: GulfTex Energy IV, LP (Operator No. 338747) enforcement action regarding Orton Unit Lease, Well No. 1H (Drilling Permit No. 845680), Eagleville (Eagle Ford-2) Field, Karnes County, Texas. Violation of 16 TAC §3.13(b)(1)(A).

111. O&G 7B-0317317: Cohort Petroleum Management, LLC (Operator No. 166706) enforcement action regarding Agnus SWD (09-30823) Lease, Well No. 1, and Gordon SWD (09-30934) Lease, Well No. 1, Newark, East (Barnett Shale) Field, Parker County, Texas. Violation of 16 TAC §§3.8(d)(1) and 3.8(d)(2).

112. O&G 09-0319903: Corda Corporation (Operator No. 177997) enforcement action regarding William Heirs Lease, Well No. 1 (Drilling Permit No. 824240), Buffalo Springs Field, Clay County, Texas. Violation of 16 TAC §3.8(d)(4)(H)(i)(I).

113. LP-Gas 02903: Amerigas Propane, LP (License No. 09670) enforcement action regarding Premier Grilling, 1801 "A" Preston Rd, Plano, Collin County, Texas. Violation of 16 TAC §9.132.

114. Damage Prevention 014055: A & E Utilities enforcement action for violation of 16 TAC §18.11(b), at 3811 Sachse Rd., Sachse, Dallas County, Texas.

115. Damage Prevention 014057: A & E Utilities enforcement action for violation of 16 TAC §18.11(b), at 3815 Sachse Rd. (Bryan), Sachse, Dallas County, Texas.

116. Damage Prevention 031717: L & G Concrete Construction enforcement action for violation of 16 TAC §§18.3(a) and 18.11(b), at 901 E. Hackberry (N. McColl), McAllen, Hidalgo County, Texas.

117. Damage Prevention 034375: A & E Utilities enforcement action for violation of 16 TAC §18.11(b), at 3600 Main St. (N. Exposition), Dallas, Dallas County, Texas.

118. Damage Prevention 034565: Golden Concrete enforcement action for violation of 16 TAC §§18.3(a) and 18.11(b), at 5110 S. Zapata Hwy., Laredo, Webb County, Texas.

119. Damage Prevention 034842: Reytech Services, LLC enforcement action for violation of 16 TAC §18.11(b), at 200 9th (Oak), Comanche, Comanche County, Texas.

120. Damage Prevention 048407: A & E Utilities enforcement action for violation of 16 TAC §§18.3(a) and 18.11(b), at 2540 N. Josey Ln. (Hwy. 161), Carrollton, Dallas County, Texas.

121. Damage Prevention 054740: Heath Consultants enforcement action for violation of 16 TAC two violations of §§18.11(b), at 5113 Presidio Dr. (Heather Glen Dr.), Garland, Dallas County, Texas.

122. Damage Prevention 059387: GT Plumbing enforcement action for violation of 16 TAC §§18.3(e) and 18.11(b), at 4722 Braesvalley Dr., Houston, Harris County, Texas.

123. Damage Prevention 059419: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §§18.8(a), at Laura Ln. (Bell), Flower Mound, Denton County, Texas.

124. Damage Prevention 059500: Martinez Irrigation Landscape enforcement action for violation of 16 TAC §§18.3(a) and 18.11(b), at 7909 Ranchland (Yarbrough), El Paso, El Paso County, Texas.

125. Damage Prevention 059930: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 14100 Blk. Sendera Ranch Blvd. (Mustang Ridge Dr.), Fort Worth, Tarrant County, Texas.

**OFFICIAL MINUTES -September 11, 2019**

126. Damage Prevention 060132: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 2002 Hayes (Ave. J), Wichita Falls, Wichita County, Texas.

127. Damage Prevention 060261: Busby's Plumbing enforcement action for violation of 16 TAC §§18.3(a) and 18.11(b), at 901 FM 1633 (CR 463), Mexia, Limestone County, Texas.

128. Damage Prevention 060534: Romans Fence Company enforcement action for violation of 16 TAC §§18.3(a) and 18.11(b), at 501 Sugar Trail Dr., League City, Galveston County, Texas.

129. Damage Prevention 060547: Batres Plumbing enforcement action for violation of 16 TAC §§18.10(b) and 18.11(c), at 1065 Carriage Loop (Village Inn), New Braunfels, Comal County, Texas.

130. Damage Prevention 060760: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 5800 Live Oak (Skillman), Dallas, Dallas County, Texas.

131. Damage Prevention 060939: Southwest Landscaping Services enforcement action for violation of 16 TAC §§18.3(a) and 18.11(b), at 8701 Benbrook Blvd. (Mercedes St.), Benbrook, Tarrant County, Texas.

132. Damage Prevention 060954: Advanced House Levelling & Foundation enforcement action for violation of 16 TAC §§18.11(b), 18.11(c) and 18.4(h), at 6312 May Dr. (Owen Ln.), Waco, McLennan County, Texas.

133. Damage Prevention 060960: Generators of Houston enforcement action for violation of 16 TAC §§18.4(b), 18.11(c) and 18.11(b), at 5557 Little Lake St., Bellaire, Harris County, Texas.

134. Damage Prevention 060987: Atlas Foundation Repair enforcement action for violation of 16 TAC §§18.11(b) and 18.10(b), at 9026 Lawncliff Ln., Houston, Harris County, Texas.

135. Damage Prevention 060995: L&B Underground Services enforcement action for violation of 16 TAC §18.11(b), at 3330 Lakeway Ln., Pearland, Brazoria County, Texas.

136. Damage Prevention 061157: L&B Underground Services enforcement action for violation of 16 TAC §§18.10(b) and 18.11(b), at 5670 Kingswood Dr., Beaumont, Jefferson County, Texas.

137. Damage Prevention 061194: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 2501 Quick Fort (Buffalo Thunder), Cedar Park, Travis County, Texas.

138. Damage Prevention 061199: J Underground Utilities enforcement action for violation of 16 TAC §§18.11(b) and 18.11(c), at 505 W. Broad St. (S.E. 4th St.), Mansfield, Tarrant County, Texas.

139. Damage Prevention 061382: Alliant Gas, LLC enforcement action for violation of 16 TAC §18.8(a), at 8104 Prairie Rye Dr. (Burnet Knoll Trl.), Lago Vista, Travis County, Texas.

140. Damage Prevention 061397: City of Denton enforcement action for violation of 16 TAC §18.11(b), at 1430 Kendolph (Whippoorwill), Denton, Denton County, Texas.

141. Damage Prevention 061502: Excel Trenching & Utilities enforcement action for violation of 16 TAC §18.11(b), at 17296 FM 2493, Flint, Smith County, Texas.

**OFFICIAL MINUTES -September 11, 2019**

142. Damage Prevention 061517: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 3012 Montrose Ct. (Rain Lilly), Crandall, Kaufman County, Texas.

143. Damage Prevention 061518: Acosta Electric enforcement action for violation of 16 TAC §§18.3(a) and 18.11(b), at 17100 Blk. Withorne Colony, Houston, Harris County, Texas.

144. Damage Prevention 061536: City of Shallowater enforcement action for violation of 16 TAC §§18.4(a) and 18.11(b), at 1132 16th St. (Ave. L), Shallowater, Lubbock County, Texas.

145. Damage Prevention 061606: City of Houston Legal Dept. enforcement action for violation of 16 TAC §18.10(b), at 4000 Leeland St., Houston, Harris County, Texas.

146. Damage Prevention 061638: City of Laredo Water Works enforcement action for violation of 16 TAC §18.11(b), at 1212 Constantinople St., Laredo, Webb County, Texas.

147. Damage Prevention 061770: IPR South Central enforcement action for violation of 16 TAC §§18.11(c), 18.4(b) and 18.11(b), at 725 Villa (Up River Rd.), Corpus Christi, Nueces County, Texas.

148. Damage Prevention 061780: Gamboa Electric enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(c), at 4321 Mesa St. (Executive Center Blvd.), El Paso, El Paso County, Texas.

149. Damage Prevention 061793: ARS enforcement action for violation of 16 TAC §§18.4(a) and 18.11(b), at 826 Red Rock Canyon Dr., Katy, Harris County, Texas.

150. Damage Prevention 061796: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 601 W. Renner (Custer Rd.), Richardson, Collin County, Texas.

151. Damage Prevention 061803: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 1107 Commerce (11th St.), San Saba, San Saba County, Texas.

152. Damage Prevention 061806: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at E. Oates Rd. (Miami Dr.), Dallas, Dallas County, Texas.

153. Damage Prevention 061816: Centerpoint Energy (electric) enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(c), at 1211 Falcon Park Dr., Katy, Fort Bend County, Texas.

154. Damage Prevention 061819: North Houston Pole Line enforcement action for violation of 16 TAC §18.11(b), at 7500 Thompson Rd., Baytown, Harris County, Texas.

155. Damage Prevention 061868: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 496 Melrose St. (Fort Worth St.), Atlanta, Cass County, Texas.

156. Damage Prevention 062006: Atmos Energy, West Texas Division enforcement action for violation of 16 TAC §18.8(a), at 6420 E. Hwy. 84 (CR 3000), Slaton, Lubbock County, Texas.

157. Damage Prevention 062061: Central Backhoe & Utilities enforcement action for violation of 16 TAC §§18.4(a) and 18.11(b), at 8500 Cross Mountain Trl. (Piney Wood Run), San Antonio, Bexar County, Texas.

158. Damage Prevention 062100: Mustang Plumbing enforcement action for violation of 16 TAC §§18.3(a), 18.11(c) and 18.11(b), at 212 Rough Bark, Buda, Hays County, Texas.

**OFFICIAL MINUTES -September 11, 2019**

159. Damage Prevention 062134: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 1407 Apache Trail, Baytown, Harris County, Texas.

160. Damage Prevention 062136: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at Barren (W. Long View), Arp, Smith County, Texas.

161. Damage Prevention 062152: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 1721 Oakdale Mist (Coral Cliff Dr.), Dickinson, Galveston County, Texas.

162. Damage Prevention 062153: Atmos Energy Corp., Mid-Tex Div. enforcement action for violation of 16 TAC §18.8(a), at 1000 Dallas Dr. (Alegre Vista Dr.), Denton, Denton County, Texas.

163. Damage Prevention 062161: Red Deer Construction, LLC enforcement action for violation of 16 TAC §§18.3(a) and 18.11(b), at 2011 Winfield (N. Ave. L), Midland, Midland County, Texas.

164. Damage Prevention 062176: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 132 7th Ave. N., Texas City, Galveston County, Texas.

165. Damage Prevention 062187: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 238 Camacho (Hull), San Marcos, Hays County, Texas.

166. Damage Prevention 062188: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 21507 Westcliffe Falls Dr. (Park Maple Dr.), Katy, Harris County, Texas.

167. Damage Prevention 062192: KGS Electric enforcement action for violation of 16 TAC §18.11(b), at 1314 Hines (E. Carson), San Antonio, Bexar County, Texas.

168. Damage Prevention 062193: West Texas Gas, Inc. enforcement action for violation of 16 TAC §18.8(a), at 109 E. Colonial Pkwy. (Dixon Dr.), Devine, Medina County, Texas.

169. Damage Prevention 062208: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 4900 Blk. Sharman St., Houston, Harris County, Texas.

170. Damage Prevention 062211: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 2238 Brookdale Bend Dr. (Tintara Ln.), Katy, Fort Bend County, Texas.

171. Damage Prevention 062217: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 6322 Rumford Ln. (Baxter Ave.), Houston, Harris County, Texas.

172. Damage Prevention 062230: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 1721 Gentry St. (Pinckney St.), Houston, Harris County, Texas.

173. Damage Prevention 062231: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 13219 Barrington Oaks Cir., Houston, Harris County, Texas.

174. Damage Prevention 062240: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 2303 Langley Dr. (Ritter Run Dr.), Alvin, Brazoria County, Texas.

175. Damage Prevention 062249: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 25500 Pinyon Hill Trl., Tomball, Harris County, Texas.

176. Damage Prevention 062258: Centerpoint Energy Entex enforcement action for violation of

**OFFICIAL MINUTES -September 11, 2019**

16 TAC §§18.5(b) and 18.8(a), at 22 Stone Brook Ct. (W. Lucas Dr.), Beaumont, Jefferson County, Texas.

177. Damage Prevention 062263: Afit Electrical Contracting Services enforcement action for violation of 16 TAC §18.3(a), at 7202 Spring Flower (Spring Rain), San Antonio, Bexar County, Texas.

178. Damage Prevention 062267: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at FM 529 (Glen Chase Dr.), Houston, Harris County, Texas.

179. Damage Prevention 062279: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 8702 Hans Ct., Spring, Harris County, Texas.

180. Damage Prevention 062281: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 1700 Pinecrest Dr., Tyler, Smith County, Texas.

181. Damage Prevention 062288: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at West Greens (Ella Blvd.), Houston, Harris County, Texas.

182. Damage Prevention 062291: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 1700 Blk. Westford St., Houston, Harris County, Texas.

183. Damage Prevention 062292: Duphil, Inc. enforcement action for violation of 16 TAC two violations of §§18.11(b), at 1700 Blk. Westford St., Houston, Harris County, Texas.

184. Damage Prevention 062304: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 1619 Johnson Ave. (Jenkins Rd.), Anahuac, Chambers County, Texas.

185. Damage Prevention 062306: Enlink Crude Pipeline, LLC enforcement action for violation of 16 TAC §18.8(a), at IH 20 (Elkins Rd.), Midland, Midland County, Texas.

186. Damage Prevention 062310: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 6621 Woodlands Pkwy., The Woodlands, Montgomery County, Texas.

187. Damage Prevention 062315: KGS Electric enforcement action for violation of 16 TAC §18.11(b), at 1314 Hines (Carson), San Antonio, Bexar County, Texas.

188. Damage Prevention 062318: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 11800 Barryknoll Ln., Houston, Harris County, Texas.

189. Damage Prevention 062319: PM Construction enforcement action for violation of 16 TAC §§18.11(b) and 18.11(c), at 11800 Barryknoll Ln., Houston, Harris County, Texas.

190. Damage Prevention 062329: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 100 Blk. Playerwoods Dr., Spring, Montgomery County, Texas.

191. Damage Prevention 062331: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 115 Florida Springs Dr., Kyle, Hays County, Texas.

192. Damage Prevention 062338: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 2700 Legends Ranch Dr., Spring, Montgomery County, Texas.

193. Damage Prevention 062348: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 5200 Brookside Rd., Pearland, Brazoria County, Texas.

**OFFICIAL MINUTES -September 11, 2019**

194. Damage Prevention 062351: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 4507 Coke St., Houston, Harris County, Texas.

195. Damage Prevention 062360: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 2700 Mustang Rd. (Verhalen Rd.), Alvin, Brazoria County, Texas.

196. Damage Prevention 062361: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 2670 Evalon Ave. (N. 11th St.), Beaumont, Jefferson County, Texas.

197. Damage Prevention 062362: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 3430 Fellows Rd. (Sam Houston Pkwy.), Houston, Harris County, Texas.

198. Damage Prevention 062364: WW Backhoe - Chaparral Plumbing enforcement action for violation of 16 TAC §§18.11(b) and 18.3(a), at 12610 Mostyn Ln. (Community Rd.), Magnolia, Montgomery County, Texas.

199. Damage Prevention 062365: City of Los Fresnos enforcement action for violation of 16 TAC §§18.3(a), 18.11(c) and 18.11(b), at 108 Pecan (Old Port Rd.), Los Fresnos, Cameron County, Texas.

200. Damage Prevention 062366: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 2635 Fawn Mountain Dr. (Honey Heights Ln.), Missouri City, Fort Bend County, Texas

**OFFICE OF GENERAL COUNSEL**

**AGREED ENFORCEMENT ORDERS (75 items; numbers 201 - 275)**

201. Damage Prevention 062373: Grupo Constructor Velacor, LLC enforcement action for violation of 16 TAC §§18.3(a) and 18.11(b), at 17403 Rancho Diana (Monarchy Row), San Antonio, Bexar County, Texas.

202. Damage Prevention 062374: Texas Gas Service Company enforcement action for violation of 16 TAC §18.8(a), at 131 Morning Glory (Alameda), Clint, El Paso County, Texas.

203. Damage Prevention 062375: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 2600 Upland Willow, Houston, Harris County, Texas.

204. Damage Prevention 062378: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 8407 Sandestine Ct., Houston, Harris County, Texas.

205. Damage Prevention 062386: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 5318 Aldine Bender Rd., Houston, Harris County, Texas.

206. Damage Prevention 062392: West Texas Gas, Inc. enforcement action for violation of 16 TAC §18.8(a), at CR 34, Silvertown, Briscoe County, Texas.

207. Damage Prevention 062397: Southern Select Maintenance & Landscape, Inc. enforcement action for violation of 16 TAC §§18.3(a) and 18.11(b), at 9125 Hillcroft St., Houston, Harris County, Texas.

208. Damage Prevention 062400: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at Mill St. (Uhland Rd.), San Marcos, Hays County, Texas.

209. Damage Prevention 062405: Gulf Coast Fiber Services, LLC enforcement action for violation of 16 TAC §18.4(c), at Hilltop (Lakeview Harbor), Onalaska, Polk County, Texas.

**OFFICIAL MINUTES -September 11, 2019**

210. Damage Prevention 062406: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at Old Omen (Meadowbrook), Tyler, Smith County, Texas.

211. Damage Prevention 062407: Centerpoint Energy (electric) enforcement action for violation of 16 TAC §§18.3(a) and 18.11(b), at 4500 Sunburst St., Houston, Harris County, Texas.

212. Damage Prevention 062409: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 10640 Ocean Dr. (FM 2354), Beach City, Chambers County, Texas.

213. Damage Prevention 062412: City of Cleveland Public Works Dept. enforcement action for violation of 16 TAC §§18.10(b) and 18.11(b), at 709 Plum Grove Rd. (Carter), Cleveland, Liberty County, Texas.

214. Damage Prevention 062415: Jackson Construction enforcement action for violation of 16 TAC §§18.11(c) and 18.10(b), at 209 Griffith Ave. (1st St.), Terrell, Kaufman County, Texas.

215. Damage Prevention 062429: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 2677 McCrae, New Braunfels, Guadalupe County, Texas.

216. Damage Prevention 062433: Grey Forest Utilities enforcement action for violation of 16 TAC §18.8(a), at 15355 Flying Circle (Cage Ln.), Helotes, Bexar County, Texas.

217. Damage Prevention 062438: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 1802 E. Frost (Tapeyste), Laredo, Webb County, Texas.

218. Damage Prevention 062445: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 17931 Beaver Creek Dr., Houston, Harris County, Texas.

219. Damage Prevention 062446: Dallas Foundation Drilling enforcement action for violation of 16 TAC §§18.3(a) and 18.11(b), at 351 Ranchview Dr. (Ashwood Ln.), Irving, Dallas County, Texas.

220. Damage Prevention 062459: Utilitex Construction enforcement action for violation of 16 TAC §18.10(b), at 4422 Northcrest Rd. (Crestline Ave.), Dallas, Dallas County, Texas.

221. Damage Prevention 062466: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 11683 FM 2012 N. (Hwy. 42 N.), Kilgore, Rusk County, Texas.

222. Damage Prevention 062469: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 16115 Ramsey, Crosby, Harris County, Texas.

223. Damage Prevention 062471: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 2039 Wineberry Dr., Katy, Harris County, Texas.

224. Damage Prevention 062478: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 3338 Atherton Canyon Ln., Houston, Harris County, Texas.

225. Damage Prevention 062480: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 1608 Patterson St., Houston, Harris County, Texas.

226. Damage Prevention 062483: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 7514 Bissell Rd., Manvel, Brazoria County, Texas.

227. Damage Prevention 062508: Miller Pipeline enforcement action for violation of 16 TAC



**OFFICIAL MINUTES -September 11, 2019**

§18.4(a), at 4132 Mart St. (Canada Dr.), Dallas, Dallas County, Texas.

228. Damage Prevention 062509: Jordan Foster Construction enforcement action for violation of 16 TAC §18.4(a), at 628 Alicia Dr. (Flower Dr.), El Paso, El Paso County, Texas.

229. Damage Prevention 062510: Texas Gas Service Company enforcement action for violation of 16 TAC §18.8(a), at 8553 Roadway (Foster), El Paso, El Paso County, Texas.

230. Damage Prevention 062516: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 1200 Blk. Simpson St., Missouri City, Fort Bend County, Texas.

231. Damage Prevention 062521: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 1604 State Loop (Kitty Hawk Rd.), Universal City, Bexar County, Texas.

232. Damage Prevention 062523: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at Cypresswood Dr. (Breckenridge Forest Dr.), Spring, Harris County, Texas.

233. Damage Prevention 062532: Cox Commercial Construction enforcement action for violation of 16 TAC §18.10(b), at 216 Armstrong (McArthur), San Marcos, Hays County, Texas.

234. Damage Prevention 062533: S&S Irrigation enforcement action for violation of 16 TAC §18.11(b), at 107 E. Stockbridge (Aston Creek Ln.), Katy, Fort Bend County, Texas.

235. Damage Prevention 062534: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 107 E. Stockbridge (Aston Creek Ln.), Katy, Fort Bend County, Texas.

236. Damage Prevention 062537: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 17722 Dusty Patty (Westmoor), Rosenberg, Fort Bend County, Texas.

237. Damage Prevention 062539: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 700 Prairie St., Houston, Harris County, Texas.

238. Damage Prevention 062540: Centerpoint Energy (electric) enforcement action for violation of 16 TAC §§18.10(b) and 18.11(b), at 327 Aurora St., Houston, Harris County, Texas.

239. Damage Prevention 062544: Absolute Pipeline Integrity, LLC enforcement action for violation of 16 TAC §18.4(a), at CR 1160 (E. CR 160), Midland, Midland County, Texas.

240. Damage Prevention 062546: Quest Utility Construction enforcement action for violation of 16 TAC §18.4(a), at 1200 Hwy. 59 S. (Holt Rd.), Victoria, Victoria County, Texas.

241. Damage Prevention 062548: E.T. Backhoe Services enforcement action for violation of 16 TAC §18.4(g), at 611 Ranchwood Dr. (Kettlewood Dr.), Justin, Denton County, Texas.

242. Damage Prevention 062550: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 1000 Baronridge Dr., Seabrook, Harris County, Texas.

243. Damage Prevention 062553: Allied Electric Services, Inc. enforcement action for violation of 16 TAC §§18.3(a), 18.11(b) and 18.11(c), at 13011 McCallen Pass (Center Lake Dr.), Austin, Travis County, Texas.

244. Damage Prevention 062559: Can-fer Utility Services enforcement action for violation of 16 TAC §18.10(b), at 4220 S. Westmoreland Rd. (Willow Crest Ln.), Dallas, Dallas County, Texas.

245. Damage Prevention 062564: Centerpoint Energy Entex enforcement action for violation of

**OFFICIAL MINUTES -September 11, 2019**

16 TAC §18.8(a), at 202 Harkness (Clark), Houston, Harris County, Texas.

246. Damage Prevention 062565: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 520 Hwy. 79, Henderson, Rusk County, Texas.

247. Damage Prevention 062572: All Seasons Property Care, Inc. enforcement action for violation of 16 TAC §18.3(a), at 9600 Quaker Ave. (97th Pl.), Lubbock, Lubbock County, Texas.

248. Damage Prevention 062573: MP Nexlevel enforcement action for violation of 16 TAC §§18.3(a) and 18.11(b), at 1500 Blk S. IH 20 W., Waskom, Harrison County, Texas.

249. Damage Prevention 062574: Texas Gas Service Company enforcement action for violation of 16 TAC §18.8(a), at 12400 N. IH 35 (Indian Mound Dr.), Austin, Travis County, Texas.

250. Damage Prevention 062575: Can-fer Utility Services enforcement action for violation of 16 TAC §18.4(a), at 3612 Haynie Ave. (Thackeray St.), Dallas, Dallas County, Texas.

251. Damage Prevention 062584: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 8442 Hickock Ln., Houston, Harris County, Texas.

252. Damage Prevention 062587: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 1701 4th St., Rosenberg, Fort Bend County, Texas.

253. Damage Prevention 062604: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at Longmire (Mossy Cup), Conroe, Montgomery County, Texas.

254. Damage Prevention 062611: Navitas Mdstr. Midland Basin, LLC enforcement action for violation of 16 TAC §18.8(a), at Hwy. 1208 (Hwy. 1212), Tarzan, Martin County, Texas.

255. Damage Prevention 062619: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 309 S. Moody St., Victoria, Victoria County, Texas.

256. Damage Prevention 062623: Centerpoint Energy Entex enforcement action for violation of 16 TAC §18.8(a), at 2707 Delano St., Houston, Harris County, Texas.

257. Damage Prevention 062624: Firstshot Production Services, LLC enforcement action for violation of 16 TAC §18.11(b), at Hwy. 285 (Hwy. 2007), Pecos, Reeves County, Texas.

258. Damage Prevention 062673: Saeco Electric & Utility, Ltd. enforcement action for violation of 16 TAC §18.3(a), at Rems (Pader), New Braunfels, Comal County, Texas.

259. Damage Prevention 062674: CoServ Gas, Ltd. enforcement action for violation of 16 TAC §18.8(a), at 3312 Laurel Fork Dr. (Silver Run Dr.), McKinney, Collin County, Texas.

260. Damage Prevention 062681: Texas Gas Service Company enforcement action for violation of 16 TAC §18.8(a), at 1366 Jade Valley Rd. (Red Valley Rd.), El Paso, El Paso County, Texas.

261. Damage Prevention 062703: Qro Mex Construction Co., Inc. enforcement action for violation of 16 TAC §§18.11(b), at 1006 W. Dry St. (11th), San Saba, San Saba County, Texas.

262. Damage Prevention 062718: Eakin Pipeline Construction, Inc. enforcement action for violation of 16 TAC §18.4(a), at 617 Blandin St. (Plumwood St.), Fort Worth, Tarrant County, Texas.

263. Damage Prevention 062720: S.S. Constructors, Inc. enforcement action for violation of 16

**OFFICIAL MINUTES -September 11, 2019**

TAC §§18.3(e) and 18.11(b), at 8877 Citypark Loop, Houston, Harris County, Texas.

264. Damage Prevention 062741: Ace Fence Co. enforcement action for violation of 16 TAC §18.10(b), at 3902 Chartham Ln. (Banbury Ln.), Pearland, Brazoria County, Texas.

265. Damage Prevention 062774: Targa Pl. Mid-Cont. West-Tex, LLC enforcement action for violation of 16 TAC §18.8(a), at Hwy. 137 (Hwy. 158), Garden City, Glasscock County, Texas.

266. Damage Prevention 062796: Denbow Company enforcement action for violation of 16 TAC §18.11(b), at Coers Cir. (Old RR 12), San Marcos, Hays County, Texas.

267. Damage Prevention 062817: KCK Utility Construction enforcement action for violation of 16 TAC §§18.3(a) and 18.11(b), at Trail Side Dr. (Vista Park Ln.), Lewisville, Denton County, Texas.

268. Damage Prevention 062833: Buchanans Home Services enforcement action for violation of 16 TAC §§18.3(a) and 18.11(b), at 9027 Bayou Bluff Dr., Spring, Harris County, Texas.

269. Damage Prevention 062864: Amailey Plumbing, LLC enforcement action for violation of 16 TAC §18.3(a), at 300 Blk. Twin Creeks Dr. (Prestonwood Dr.), Garland, Dallas County, Texas.

270. Damage Prevention 062885: Bean Electrical, Inc. enforcement action for violation of 16 TAC §18.3(a), at 3600 Harley Ave. (Gendy St.), Fort Worth, Tarrant County, Texas.

271. Damage Prevention 062900: Don Hatch Construction, Inc. enforcement action for violation of 16 TAC §§18.3(a) and 18.11(b), at 18115 Grotto Point Dr., Cypress, Harris County, Texas.

272. Damage Prevention 062910: City of Rockport enforcement action for violation of 16 TAC §18.8(a), at 105 El Cid (Spanish Woods Dr.), Rockport, Aransas County, Texas.

273. Damage Prevention 062940: Netpro It, LLC enforcement action for violation of 16 TAC §§18.4(a) and 18.11(b), at 301 Hwy. 79 (Stesco), Wichita Falls, Wichita County, Texas.

274. Damage Prevention 062988: Gra-Tex Utilities, Inc. enforcement action for violation of 16 TAC §18.11(b), at 513 S. Haynes Ave. (Panola Ave.), Fort Worth, Tarrant County, Texas.

275. Damage Prevention 063011: ADB Commercial Construction enforcement action for violation of 16 TAC §§18.10(b), 18.11(b) and 18.11(c), at 207 Hwy. 332 W., Lake Jackson, Brazoria County, Texas.

**ADMINISTRATIVE MATTERS**

**EXECUTIVE OFFICE**

276. 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**

277. 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. The Commission received an update from General Counsel Alex Schoch.

**RULE PROPOSAL/ADOPTION**

278. Proposed amendments to Chapter 8 relating to Pipeline Safety Regulations. The Commission unanimously approved the Staff's recommendation

279. Proposed amendments to §3.70 relating to Pipeline Permits Required. The Commission unanimously approved the Staff's recommendation

280. Proposed amendments to Chapter 9 relating to LP-Gas Safety Rules. The Commission unanimously approved the Staff's recommendation

**PUBLIC INPUT**

281. 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**

282. 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 @ 10:02 a.m.*

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Deputy Commission Secretary