

Bryan W. Shaw, Ph.D., P.E., *Chairman*
Toby Baker, *Commissioner*
Jon Niermann, *Commissioner*
Stephanie Bergeron Perdue, *Interim Executive Director*



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

TBD

TO: Persons on the attached mailing list

Re: Permit Numbers: 110357, PSDTX1452, and GHGPSDTX132
Luminant Generation Company LLC
Tradinghouse Steam Electric Station
Waco, McLennan County
Regulated Entity Number: RN102566494
Customer Reference Number: CN603256413

This letter is your notice that the executive director has issued final approval of the above-referenced application. According to Title 30 Texas Administrative Code § 50.135 (30 TAC § 50.135), the approval became effective on the date of this letter, the date the executive director signed the permit. Enclosed is a copy of the executive director's response to comments.

You may file a **motion to overturn** with the Office of the Chief Clerk. A motion to overturn is a request for the Commission to review the executive director's decision. Any motion must explain why the Commission should review the executive director's decision. According to 30 TAC § 50.139, an action by the executive director is not affected by a motion to overturn filed under this section unless expressly ordered by the commission.

A motion to overturn must be received by the Chief Clerk within 23 days after the date of this letter. An original and 7 copies of a motion must be filed with the chief clerk in person, or by mail to the chief clerk's address on the attached mailing list. On the same day the motion is transmitted to the chief clerk, please provide copies to the applicant, the executive director's attorney and the Public Interest Counsel at the addresses listed on the attached mailing list. If a motion to overturn is not acted on by the Commission within 45 days after the date of this letter, then the motion shall be deemed overruled.

You may also request **judicial review** of the executive director's approval. According to Texas Health and Safety Code § 382.032, a person affected by the executive director's approval must file a petition appealing the executive director's approval in Travis County district court within 30 days after the **effective date of the approval**. Even if you request judicial review, you still must exhaust your administrative remedies, which includes filing a motion to overturn in accordance with the previous paragraphs.

Individual members of the public may seek further information by calling the TCEQ Public Education Program toll free at 1-800-687-4040.

Sincerely,

A handwritten signature in cursive script that reads "Bridget C. Bohan".

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Re: Permit Numbers 110357, PSDTX1452, and GHGPSDTX132

Bridget C. Bohac
Chief Clerk
Office of the Chief Clerk
Texas Commission on Environmental Quality

Enclosure

cc: Air Section Manager, Region 9 - Waco

Project Numbers: 231010, 231011, 231012

MAILING LIST FOR PERMIT NUMBERS: 110357, PSDTX1452, AND GHGPSDTX132
McLennan County

FOR THE APPLICANT:

Kim Mireles
Sr Director Environmental Services
Luminant Generation Company LLC
1601 Bryan St
Dallas, Texas 75201-3401

PROTESTANTS/INTERESTED PERSONS:

See Attached List

FOR THE EXECUTIVE DIRECTOR:

(reminder to add name here)

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FOR THE PUBLIC EDUCATION PROGRAM:

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FOR PUBLIC INTEREST COUNSEL:

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FOR THE CHIEF CLERK:

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