

Jon Niermann, *Chairman*  
Bobby Janecka, *Commissioner*  
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Kelly Keel, *Executive Director*



## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

June 3, 2024

Mr. Jeff Dabney  
CEO  
Capitan Energy, Incorporated  
PO BOX 2476  
Carlsbad, NM 88221

Permit by Rule Registration Number: 159990  
Capitan Energy, Incorporated  
Project Description/Unit: Js Blair Fee 2 2H Battery  
City: Orla, Culberson County  
Regulated Entity Number: RN110953908  
Customer Reference Number: CN605627579  
30 TAC § 106.352(l) Effective Date: 11/22/2012  
30 TAC § 106.492 Effective Date: 09/04/2000

This is in response to your Permit by Rule (PBR) registration submitted through the online ePermits process for your facility located near Orla, Culberson County. Based on the information submitted and review completed by the ePermits, this is an acknowledgement that Capitan Energy, Incorporated has certified emissions associated with Js Blair Fee 2 2H Battery under the Permit By Rule(s) listed above. For rule information see: [www.tceq.texas.gov/permitting/air/nav/numerical\\_index.html](http://www.tceq.texas.gov/permitting/air/nav/numerical_index.html). Records must be maintained in accordance with Title 30 Texas Administrative Code § 106.8 to demonstrate compliance with the claimed PBRs.

As a reminder, regardless of the authorization mechanism, all facilities must be in compliance and operate in accordance with all rules and regulations of the TCEQ and the U.S. Environmental Protection Agency. Facilities not operating in accordance with these rules and regulations, or that misrepresented or failed to fully disclose all relevant facts in obtaining this authorization may be subject to formal enforcement action.

This action is taken under authority delegated by the Executive Director of the TCEQ. If you need further information or have questions, please contact the Rule Registrations Section at (512) 239-1250 or write to the Texas Commission on Environmental Quality, Office of Air, Air Permits Division, MC-163, P.O. Box 13087, Austin, Texas 78711-3087.

Sincerely,

A handwritten signature in black ink that reads "Michael Partee".

Michael Partee, Manager  
Rule Registrations Section  
Air Permits Division  
Texas Commission on Environmental Quality

[Project Number: 374701]