

Document Control Sheet

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## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

FORM CNA-2 (Page 1)  
APPLICATION FOR CAIR NO<sub>x</sub> ALLOWANCES FROM THE  
NEW UNIT SET-ASIDE TRADING BUDGET

Received

MAR 23 2012

Air Quality Division

AIR CAIR Company: **BARNEY****M. DAVIS, LP**circle one: NUP or GP or SP APL  
2012-03-23 APPLICATIONS  
4 pages

<b>I. COMPANY IDENTIFYING INFORMATION</b>			
A. Company Name: Barney M. Davis, LP			
B. Mailing Address: 2705 Bee Caves Road Suite 340			
City: Austin		State: TX	Zip: 78746-5689
Telephone: 512-314-8604		Fax: 512-314-8699	Email: dlebsack@topazpowergroup.com
C. Operator of the Site: Barney M. Davis, LP			
D. TCEQ Customer Identification Number: CN602656472			
E. Site Name: Barney M. Davis Power Station			
Street Address (If no street address, give driving directions in writing): 4301 Waldron Road			
Nearest City: Corpus Christi		Zip Code: 78418	Email:
F. TCEQ Regulated Entity Number: RN100642040			
G. TCEQ Air Account Number (if applicable): NE-0024-E			
H. CAIR Compliance Account Number: 004939FACLT			
<b>II. CAIR DESIGNATED REPRESENTATIVE CONTACT INFORMATION</b>			
A. Name: ( <input checked="" type="checkbox"/> Mr. <input type="checkbox"/> Mrs. <input type="checkbox"/> Ms. <input type="checkbox"/> Dr.) Norman Duperron			
Title: Plant Manager			
Mailing Address: 4301 Waldron Road			
City: Corpus Christi		State: Texas	Zip Code: 78418
Telephone: 361-939-5012		Fax: 361-939-5080	E-Mail: nduperron@topazpowergroup.com
<b>III. ALTERNATE CAIR DESIGNATED REPRESENTATIVE CONTACT INFORMATION</b>			
A. Name: ( <input checked="" type="checkbox"/> Mr. <input type="checkbox"/> Mrs. <input type="checkbox"/> Ms. <input type="checkbox"/> Dr.) Dale Lebsack			
Title: Vice President, Engineering & Permitting			
Mailing Address: 2705 Bee Caves Drive, Suite 340			
City: Austin		State: Texas	Zip Code: 78746
Telephone: 512-314-8604		Fax: 512-314-8699	E-Mail: dlebsack@topazpowergroup.com

**FORM CNA-2 (Page 2)**  
**APPLICATION FOR CAIR NO<sub>x</sub> ALLOWANCES FROM THE**  
**NEW UNIT SET-ASIDE TRADING BUDGET**

<b>IV. LIST OF APPLICABLE CAIR NO<sub>x</sub> UNITS</b>			
<b>A. Federal Unit ID</b>	<b>B. Online Year</b>	<b>C. NO<sub>x</sub> Tons Reported to the EPA<sup>1</sup></b>	<b>D. Requested CAIR NO<sub>x</sub> Amount (not to exceed Column C amount)</b>
3	10/22/2009	73.4	73.4
4	11/04/2009	68.9	68.9

<sup>1</sup>CAIR NO<sub>x</sub> unit's total tons must have been determined in accordance with 40 CFR Part 75, to the extent the unit was otherwise subject to the requirements of 40 CFR Part 75 for the year, or must be based on the best available data reported to the executive director for the unit, to the extent the unit was not otherwise subject to the requirements of 40 CFR Part 75 for the year.

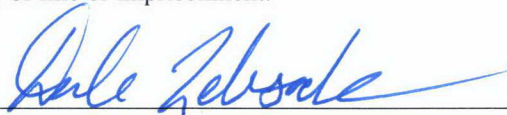


**FORM CNA-2 (Page 3)**  
**APPLICATION FOR CAIR NO<sub>x</sub> ALLOWANCES FROM THE**  
**NEW UNIT SET-ASIDE TRADING BUDGET**

**V. CERTIFICATION BY AUTHORIZED CAIR DESIGNATED REPRESENTATIVE**

I am authorized to make this submission on behalf of the owners and operators of the source or units for which the submission is made. I certify under penalty of law that I have personally examined, and am familiar with, the statements and information submitted in this document and all its attachments. Based on my inquiry of those individuals with primary responsibility for obtaining the information, I certify that the statements and information are to the best of my knowledge and belief true, accurate, and complete. I am aware that there are significant penalties for submitting false statements and information or omitting required statements and information, including the possibility of fine or imprisonment.

DATE March 20, 2012 SIGNATURE \_\_\_\_\_



\_\_\_\_\_  
Dale Lebsack

(Please print or type the name of the authorized CAIR designative representative signed above)

**NOTE - ORIGINAL SIGNATURE IN INK IS REQUIRED.**



*Mail application to:*  
**Texas Commission on Environmental Quality**  
**Emission Banking and Trading Program MC-206**  
**P.O. BOX 13087**  
**AUSTIN, TX 78711-3087**



**FORM CNA-2**  
**APPLICATION FOR CAIR NO<sub>x</sub> ALLOWANCES FROM THE**  
**NEW UNIT SET-ASIDE TRADING BUDGET**  
**FORM AND INSTRUCTIONS**

**General:**

In accordance with Title 30 Texas Administrative Code § 101.506 Part (d) (30 TAC § 101.506(d)), an owner or an operator of any stationary, fossil fuel-fired boiler or stationary, fossil fuel-fired combustion turbine meeting the applicability requirements under 40 Code of Federal Regulations (CFR) Part 96 and/or Part 97, Subpart AA, that commenced operation on or after January 1, 2001, and that has not established a baseline heat input in accordance to 30 TAC § 101.506(b)(2) or (3), can receive a Clean Air Interstate Rule nitrogen oxides (CAIR NO<sub>x</sub>) allowance allocation from the new unit set-aside trading budget, with a trading budget not to exceed 17,196 CAIR NO<sub>x</sub> tons during phase I (2009 through the 2014 control periods). CAIR NO<sub>x</sub> allowances will not be allocated from the CAIR NO<sub>x</sub> new unit set-aside trading budget to units during their first control period in which the CAIR NO<sub>x</sub> unit commences commercial operation. Also, the amount of CAIR NO<sub>x</sub> allowances requested from each unit must not exceed the total tons of NO<sub>x</sub> emissions reported to the Environmental Protection Agency (EPA) from the previous control period. Completed Form(s) CNA-2 can be mailed to the Texas Commission on Environmental Quality (TCEQ), Air Quality Division, Emission Banking and Trading Program MC-206, P.O. Box 13087, Austin, Texas 78711-3087. Accepted requests for CAIR NO<sub>x</sub> allowances from the new unit set-aside trading budget will either be allocated to every site in full, or will be proportionally allocated to every site according to TAC § 101.506(d)(4). Any remaining allowances from the CAIR NO<sub>x</sub> new unit set-aside trading budget will be allocated to CAIR NO<sub>x</sub> units receiving an allocation of allowances from the general pool, in accordance to TAC § 101.506(e).

NOTE: Form CNA-2 must be submitted on or before May 1 within each control period. The Texas Commission on Environmental Quality (TCEQ) will then submit to the EPA, no later than October 31 of each year, the CAIR NO<sub>x</sub> allowances for the current control period from the new unit set-aside trading budget.

**Specific:****I. Company Identifying Information**

- A. Company Name: Enter the legal name of the company. The company name provided should match the TCEQ Core Data Form.
- B. Mailing Address: Enter the company mailing address, telephone number, and fax number of the owner or operator of the site.
- C. Operator of the Site: Enter the name of the site operator. The site operator name should match the TCEQ Core Data Form.
- D. TCEQ Customer Identification Number (CN): Enter the TCEQ assigned number of the owner or operator of the site. The CN is a unique number assigned to the company or corporation and applies to all facilities and sites owned or operated by this company or corporation. A typical example of a CN is CN600123456. If you have not been officially notified by the TCEQ Central Registry Program of your Customer Number, or have any questions about your Customer Number, you may call (512) 239-5160 for assistance to obtain or verify the account number.
- E. Site Name: Provide the site name and street address for the facility with the applicable CAIR NO<sub>x</sub> unit(s). If no street address is available, provide written driving directions. Identify the location by distance and direction from well-known landmarks such as highway intersections. Enter the city or town where the site is located. If the address is not located in a city or town, enter the city or town closest to the site even if it is not located in the same county as the site. Enter the county where the site is physically located. Include the zip code for the physical location of the site.

**FORM CNA-2**  
**APPLICATION FOR CAIR NO<sub>x</sub> ALLOWANCES FROM THE**  
**NEW UNIT SET-ASIDE TRADING BUDGET**  
**FORM AND INSTRUCTIONS**

- F. TCEQ Regulated Entity Number (RN): Enter the TCEQ assigned number of the site identified in Subsection E. The RN replaces the former TCEQ air account number for the facility or site. A typical example of a RN is RN100123456. If you have not been officially notified by the TCEQ Central Registry Program of the Regulated Entity Number, or have any questions about your Regulated Entity Number, you may call (512) 239-5160 for assistance to obtain or verify the account number.
- G. TCEQ Air Account Number (if applicable): Enter the TCEQ assigned air account number for the site. A typical example of a TCEQ air account number is HG-1234-J.
- H. CAIR Compliance Account Number: Enter the twelve digit CAIR account number. The first six digits are the ORIS/facility code, and the second six digits are "FACILITY". A typical example of a CAIR compliance account number is 012345FACILITY. The submitted CAIR compliance account number must be associated with every submitted Federal Unit ID. One CAIR compliance account number per Form CNA-2, please.

**II. CAIR Designated Representative Contact Information**

- A. Name and Title: Provide the name, title, address, telephone number, fax number, and e-mail address of the CAIR designated representative registered with the EPA.

**III. Alternate CAIR Designated Representative Contact Information**

- A. Name and Title: If an alternate CAIR designated representative is registered with the EPA, please provide this person's name, title, address, telephone number, fax number, and e-mail address.

**IV. List of Applicable CAIR NO<sub>x</sub> Units**

- A. Federal Unit ID: Enter the unique identification number for each applicable CAIR NO<sub>x</sub> unit from the site. It is an alphabetical, numeric, or alphanumeric designation that may be from one to six characters in length.
- B. Online Year: Enter the first control period year in which each CAIR NO<sub>x</sub> unit commenced commercial operation.
- C. NO<sub>x</sub> Tons Reported to the EPA: Enter the previous control period's total reported NO<sub>x</sub> tons to the EPA, in tons. Attach supporting documentation, such as a printout of data from the EPA's Clean Air Markets Division database.
- D. Requested CAIR NO<sub>x</sub> Amount: Enter the requested amount of CAIR NO<sub>x</sub> allowances for each unit, in tons. This amount cannot exceed the reported amount in Subsection C.

NOTE: After the final request is accepted by the executive director, the equation found in TAC § 101.506(3)(d) will be used if the total requested amount exceeds the CAIR NO<sub>x</sub> new unit set-aside trading budget.

**V. Certification by Authorized CAIR Designated Representative**

The CAIR designated representative or the alternate CAIR designated representative registered with the EPA must sign and date the Form CNA-2 and submit the form to the TCEQ with an original signature and date, in ink, by the representative identified in Section II or Section III.

*Mail application to:*  
Texas Commission on Environmental Quality  
Emission Banking and Trading Program MC-206  
P.O. BOX 13087  
AUSTIN, TX 78711-3087



 **Topaz Power**  
Management LP  
2705 Bee Caves Road Suite 340  
Austin, TX 78746-5689

**CERTIFIED MAIL™**



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78711

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TEXAS COMMISSIONS ON ENVIRONMENTAL QUALITY  
EMISSIONS BANKING & TRADING PROGRAM MC-206  
P.O. BOX 13087  
AUSTIN, TX. 78711-3087

**RECEIVED**

MAR 23 2012

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TOEQ MAIL CENTER  
JR