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REGARDING:

ORDER NO. 5- GRANTING MOTION TO REVISE SCHEDULE

DOCKET NUMBER:

582-08-2178

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SOAH DOCKET NO. 582-08-2178
TCEQ DOCKET NO. 2007-1774-MSW

APPLICATION OF BFI WASTE § BEFORE THE STATE OFFICE
SYSTEMS OF NORTH AMERICA, §
INC., FOR A MAJOR AMENDMENT § OF
TO TYPE I MSW PERMIT NO. 1447A §
ADMINISTRATIVE HEARINGS

ORDER NO. 5
GRANTING MOTION TO REVISE SCHEDULE

On October 1, 2008, BFI Waste Systems of North America, Inc. (BFI or Applicant) filed a joint motion, with which all parties agree, to change the case schedule as indicated below. The motion is granted, and the following schedule shall henceforth govern this case:

DATE	EVENT
May 8, 2008	Preliminary hearing. Each party made a request for disclosure by every other unaligned party and alignment of parties, in accordance with the Texas Rules of Civil Procedure.
May 16, 2008	Applicant to provide one copy of the current application to each unaligned party and each alignment of parties.
May 29, 2008	Discovery Begins. Deadline to respond to requests for disclosure.
June 6, 2008	Applicant shall designate its expert witnesses.
June 23, 2008	Depositions of fact witnesses may begin.
June 27, 2008	Other parties shall designate their expert witnesses.
July 18, 2008	Deadline to serve written discovery requests.
August 11, 2008	Depositions of expert witnesses may begin.
August 26, 2008	Prehearing conference to rule on discovery disputes, if needed and called by Judge.
October 3, 2008	Applicant to prefile its direct case in writing, including all testimony and exhibits.
November 5, 2008	All parties, except Applicant and ED, to prefile their direct cases in writing, including all testimony and exhibits.
November 13, 2008	ED to prefile his direct case in writing, including all testimony and exhibits.
November 21, 2008	Deadline to file objections to any prefiled evidence.
December 8, 2008	Deadline to file responses to objections to prefiled evidence.
December 9, 2008	Deadline to complete all depositions.
December 15, 2008	Deadline to file any pre-trial motion.

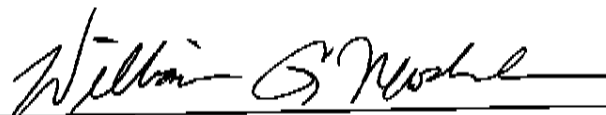
SOAH Docket No. 582-08-2178
TCEQ Docket No. 2007-1774-MSW

Order No. 5

Page 2

December 19, 2008	Prehearing conference to rule on objection to prefiled evidence, other pending motions, and other procedural matters.
January 20, 2009	Hearing on the merits (HOM) of application begins.
February 2, 2009	Estimated end of HOM.
March 9, 2009	Parties file closing arguments.
March 23, 2009	Parties file responses to closing arguments and submit proposed Findings of Fact and Conclusions of Law.
May 22, 2009	Deadline to issue proposal for decision (PFD).

SIGNED October 1, 2008.



WILLIAM G. NEWCHURCH
ADMINISTRATIVE LAW JUDGE
STATE OFFICE OF ADMINISTRATIVE HEARINGS

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AGENCY: Environmental Quality, Texas Commission on (TCEQ)

STYLE/CASE: BFI WASTE SYSTEMS OF NORTH AMERICA INC

SOAH DOCKET NUMBER: 582-08-2178

REFERRING AGENCY CASE: 2007-1774-MSW

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**ADMINISTRATIVE LAW JUDGE
ALJ WILLIAM G. NEWCHURCH**

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