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TELECOPIER COVER SHEET

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NAME:	Delmer Rogers	Via Regular Mail
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FROM: Stephen P. Webb

DATE: November 6, 2008

6 pages including cover page

REMARKS

Re: SOAH Docket No. 582-082178; TCEQ Docket No. 2007-1774-MSW; Application of BFI Waste Systems of North America. LLC. Permit No. 1447A.

Pioneer Farms' Motion to Withdraw

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November 6, 2008

Honorable William G. Newchurch
Administrative Law Judge
State Office of Administrative Hearings
300 West 15th, Ste. 502
Austin, TX 78701

Re: SOAH Docket No. 582-08-2178; TCEQ Docket No. 2007-1774-MSW; Application of BFI Waste Systems of North America, LLC. Permit No. 1447A

Dear Judge Newchurch,

Attached for filing in your usual and customary manner, please find Protestant Pioneer Farms' Motion to Withdraw in connection with the above referenced matter. All parties of record are being copied pursuant to the Certificate of Service attached to the document. We would like to remain on the Service List for any further Final Orders issued in this case.

Thank you for your attention to this matter. Should you have any questions, please feel free to contact me at 512/472-9990.

Sincerely,



Stephen P. Webb
ATTORNEY FOR PROTESTANT, PIONEER FARMS

Enclosures

**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**

PIONEER FARMS' MOTION TO WITHDRAW

NOW COMES Protestant Pioneer Farms and files its motion to withdraw as a party to this contested case pursuant to 30 TAC § 80.115(b) and would show the following:

1. Pioneer Farms has resolved its disputed issues with BFI Waste Systems of North America, Inc. in this matter.
2. Pioneer Farms has agreed to formally withdraw its opposition in the contested case hearing and not to oppose the referenced application.
3. Pioneer Farms requests a withdrawal of its request for hearing and withdrawal as a party to the hearing to serve the purpose of avoiding further litigation.

THEREFORE, Pioneer Farms requests the ALJ enter an order granting Pioneer Farms' request for leave to withdraw from the contested case.

Respectfully Submitted,

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By:



Stephen P. Webb
State Bar No. 21033800
ATTORNEY FOR PROTESTANT, PIONEER FARMS

CERTIFICATE OF SERVICE

I hereby certify that I have served a true and correct copy of the foregoing Pioneer Farms' Motion to Withdraw upon each party on record and the original upon the Clerk of Court on this the 6th day of November, 2008, as shown below.

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

**APPLICATION OF BFI WASTE § BEFORE THE STATE OFFICE
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TO TYPE I MSW PERMIT NO. 1447A §
§ ADMINISTRATIVE HEARINGS**

**ORDER NO.
DISMISSING PIONEER FARMS AS A PARTY**

On _____, 2008, Pioneer Farms filed a request seeking leave to withdraw its party status in the contested case because it had reached a settlement agreement with BFI Waste Systems of North America, Inc. Pioneer Farms' request is hereby granted and Pioneer Farms shall be removed from the service list in this matter for all pleadings and correspondence henceforth.

Signed _____, 2008.

William G. Newchurch
Administrative Law Judge
State Office of Administrative Hearings