



ATTORNEY GENERAL OF TEXAS
GREG ABBOTT

January 8, 2009

VIA HAND DELIVERY

Ms. Amalia Rodriguez-Mendoza
Travis County District Clerk
P.O. Box 1748
Austin, Texas 78767-1748

RE: Cause No. D-1-GN-08-004503; *TJFA, LP and Concerned Citizens and Landowners v. Texas Commission on Environmental Quality*

Dear Ms. Rodriguez-Mendoza:

Enclosed for filing please find the original and a copy of the Original Answer of Defendant Texas Commission on Environmental Quality in the above-mentioned style. Please file-mark the enclosed copy to show receipt of same and return it to me via our agency courier.

Thank you for your assistance in this matter.

Sincerely,

for Cynthia Woelk

Assistant Attorney General

Environmental Protection & Administrative Law
Division

CW/mc
Enclosure

cc: ✓ Mr. Lawrence Dunbar
Dunbar Harder PLLC
One Riverway, Suite 1850
Houston, Texas 77056
(Certified Mail RRR)

Mr. Bryan Moore
Vinson & Elkins
2801 Via Fortuna, Suite 100
The Terrace 7
Austin, Texas 78746
(Courtesy copy)

Mr. Anthony Tatu
Staff Attorney
Texas Commission on Environmental Quality
MC- 173
(Interagency Mail)

COPY

CAUSE NO. D-1-GN-08-004503

TJFA, L.P. and CONCERNED CITIZENS AND LANDOWNERS	§ § § § § § § § § §	IN THE DISTRICT COURT
V.		TRAVIS COUNTY, TEXAS
TEXAS COMMISSION ON ENVIRONMENTAL QUALITY		53 RD JUDICIAL DISTRICT

ORIGINAL ANSWER OF DEFENDANT
TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

TO THE HONORABLE JUDGE OF SAID COURT:

Defendant, the Texas Commission on Environmental Quality, through the Office of the Attorney General of Texas, submits its answer to Plaintiffs' Original Petition.

Defendant denies each and every allegation in Plaintiffs' Original Petition and demands strict proof thereof. Defendant reserves the right to amend this answer as permitted under the Texas Rules of Civil Procedure.

WHEREFORE, having fully answered, Defendant prays that Plaintiffs take nothing by this suit and that Defendant recover its costs. Defendant further prays for such other relief to which it may be entitled.

Respectfully submitted,

GREG ABBOTT
Attorney General of Texas

C. ANDREW WEBER
First Assistant Attorney General

DAVID S. MORALES
Deputy Attorney General for Civil Litigation

BARBARA B. DEANE
Assistant Attorney General
Chief, Environmental Protection and
Administrative Law Division

DAVID PREISTER
Assistant Attorney General
Chief, Environmental Protection Section



CYNTHIA WOELK
Assistant Attorney General
State Bar No. 21836525

NANCY E. OLINGER
Assistant Attorney General
State Bar No. 15254230

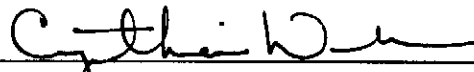
Environmental Protection Section
P. O. Box 12548, Capitol Station
Austin, Texas 78711-2548
Tel: (512) 463-2012
Fax: (512) 320-0052

ATTORNEYS FOR TEXAS COMMISSION
ON ENVIRONMENTAL QUALITY

CERTIFICATE OF SERVICE

I certify that a true and correct copy of the foregoing Original Answer of Defendant Texas Commission on Environmental Quality has been sent by certified mail, return receipt requested, to those persons listed below, this 9th day of January, 2009:

Lawrence G. Dunbar
Dunbar Harder PLLC
One Riverway, Suite 1850
Houston, Texas 77056



CYNTHIA WOELK