



PIR# 09.10.30.07 JH
Agency Recd: 10/30 Due 11/16
IR/OR Received: 10/30/09
LEAD Office: CEO/AQD

PARKER COUNTY JUDGE'S OFFICE
One Courthouse Sq.
Weatherford, Texas 76086

Mark Riley
County Judge

817/598-6148
Fax 817/598-6199

Texas Commission on Environmental Quality
Attn: Public Information Officer, MC 197
P.O. Box 13087
Austin, Texas 78711-3087

Re: Open Records Request

Dear TCEQ Public Information Officer,

This is a request under the **Texas Open Records Act**, chapter 552 of the Government Code (formerly V.T.C.S. article 6252) as well as Article I, Sec. 8 of the Texas Constitution, the First Amendment to the United States Constitution, the common law of the State of Texas and any statute providing for public access to government information:

I request that I be sent the following information:

All records or documents pertaining to and directly from the air quality testing near natural gas operations in Parker County that took place in our within the surrounding months of August, 2009, where those tests specifically took place and who owns the wells. This request includes but is not limited to requesting the levels of benzene that were found to be emitted into the air around the natural gas operations in Parker County and how those levels relate to the Effects Screening Level. We know this information is available as it has been made public by Dr. Michael Honeycutt, who heads TCEQ's toxicology department and is involved in overseeing the testing.

"Short term, we are seeing some high levels that probably will exceed the short term ESL [effects screening level]," said Honeycutt in a televised interview that aired on WFAA Dallas/Fort Worth news on Oct. 29, 2009.

If you determine that all or some portion of the information requested is excepted from required disclosure, I request that you provide me with the portions of the requested information that are public and reasonably segregable from that which you believe is excepted.

If you determine that all or some portion of the information requested is excepted from required public disclosure under a particular exception, I request that you advise me as to which exceptions you believe apply. If you rely on previous determination, please advise me of the applicable court decision or Attorney General's opinion. If there is no such determination, please advise me of the request for such an opinion, as required under section 552.301 of the Act, and a dated copy of your letter to the Attorney General. I call your attention to section 522.353 of the Act, which provides penalties for a failure to release public records.

If this information is available online or at a specific office location where the records could be viewed in person please let me know.

I am prepared to pay reasonable costs for copying, within the guidelines set by sections 552.261, 552.262, 552.263, 552.267, 552.268, 552.269 of the Texas Open Records Act.

I appreciate your attention to this and expect to hear from your office within ten days.

Sincerely,

Joel Kertok

Public Information Officer/Project Coordinator

Parker County Judges Office

From: "Joel Kertok" <Joel.Kertok@parkercountytx.com>
To: <openrecs@tceq.state.tx.us>
CC: "Joel Kertok" <Joel.Kertok@parkercountytx.com>, "Mark Riley" <judge.rile...
Date: 10/30/2009 12:54 PM
Subject: Open Records Request from Office of Parker County Judge Mark Riley
Attachments: 109009 TCEQ Open Records Request Regarding Benzene Levels Near Gas Well Operations in Parker County.doc

<<109009 TCEQ Open Records Request Regarding Benzene Levels Near Gas Well Operations in Parker County.doc>>

Joel Kertok
Public Information Officer/Project Coordinator
Parker County Judge Mark Riley's Office