From: **Sarah Kirksey** Sarah.Kirksey@tceq.texas.gov
Subject: RE: Walmart Store #131 TLE - Supplemental Evidence - TCEQ 449134 / EPA Tip 342051
Date: September 11, 2026 at 4:07 PM
To: Kyle Moring

SK

Mr. Moring-

Thank you for submitting this information. Apologies for taking so long to get back to you. It was a very thorough accounting of the incident. Below are the answers to your questions:

• Please acknowledge the binder and route it to the office, investigator, or existing file responsible for
the Walmart TLE matter.
TCEQ has received your information.

• Investigative identifiers: please identify whether EPA 342051, EPA 342053, TCEQ complaint 449134, and any ECU screening or criminal-case number concern the same matter, and provide whatever present status or disposition may lawfully be shared.
EPA 342051 and EPA 342053 are related. TCEQ complaint 449134 is an unrelated complaint incident. The incident you submitted to the region was verbally referred to TCEQ Environmental Crimes Unit. Criminal investigations are confidential; therefore, TCEQ/ECU doesn't comment or provide information regarding ongoing criminal investigation or cases that are closed with no conviction or deferred adjudication.

• Public-records references: PIR 26-110027 and OAG ruling OR2026-008158 are cited only to show what TCEQ has already stated on the record. Please confirm how, if at all, they map to the investigative identifiers above.
TCEQ has provided all information related to PIR 26-110027.

• Please clarify whether TCEQ Region 5's no-further-action record and the later ECU/open-investigation representations were separate tracks, or how the two relate.
Criminal complaint investigations are on a separate track from the Administrative/Civil regulatory process.

• Please tell me whether this should be treated as supplementation to an existing complaint or investigation, or whether TCEQ wants a new regional complaint filing.
The information was passed along to the ECU.

• Please tell me how to transfer the native video, native MSG files, Store 131 audio, body-camera video, photographs, and meeting audio if they would help.
The information provided was sufficient.

• If appropriate, please consider obtaining the final incident report; Walmart contacts, receipts ,manifests, hauler/landfill records, contractor and hot-work records; and the City's assignment, inspection, report-audit, and response records.
The information provided was sufficient.

Thank you for you information regarding this incident. The TCEQ regional office reviewed the information and an additional complaint investigation will not be opened for this incident. As evidenced by your documentation, including the recordings of the investigators explaining TCEQ jurisdiction, the allegations are not actionable by the regional office.

Thank you for the information.