

**COPY**



**STATE OF NEW MEXICO  
BEFORE THE ENVIRONMENTAL IMPROVEMENT BOARD**

**IN THE MATTER OF PROPOSED NEW REGULATIONS,**  
*20.2.300 – Reporting of Greenhouse Gas Emissions*  
*20.2.301 NMAC – Greenhouse Gas Emissions – Verification Requirements*  
**AND PROPOSED REPEAL OF REGULATION,**  
*20.2.87 NMAC – Greenhouse Gas Emissions Reporting*

**No. EIB 10-09 (R)**

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**NEW MEXICO ENVIRONMENT DEPARTMENT'S  
NOTICE OF INTENT TO PRESENT  
REBUTTAL TECHNICAL TESTIMONY**

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The New Mexico Environment Department, pursuant to 20.1.1 NMAC - *Rulemaking Procedures*, and the Notice of Public Hearing, files this Notice of Intent to Present Rebuttal Technical Testimony at the public hearing in this matter scheduled to commence on November 8, 2010.

1. Person filing the statement. New Mexico Environment Department.
2. Witnesses. The Department previously identified Mr. Jim Norton, Mr. Brad Musick, and Ms. Jackie Zorovich as witnesses.
3. Testimony and Exhibits

The rebuttal testimony and supporting exhibits for each witness is attached. The Department anticipates the following time for each witness to summarize direct and rebuttal testimony:

Jim Norton	30 minutes
Brad Musick	30 minutes
Jackie Zorovich	30 minutes



4. Cross-Examination

The Department intends to present the witnesses, joined by Ms. Sandra Ely, as a panel for cross-examination. Ms. Ely has served as the Environment and Energy Policy Coordinator for the New Mexico Environment Department since 2005. In this position she coordinates many of New Mexico's climate change initiatives and represents New Mexico in the Western Climate Initiative. Previous to assuming this position, she served as New Mexico's Air Quality Bureau Chief for six years. Ms. Ely holds a B.S. degree in Conservation and Resource Sciences from the University of California at Berkeley, a B.S. degree in Nursing from Creighton University, and a M.S. degree in Environmental Studies from the University of Oregon.

5. Text of Recommended Modifications.

The Department proposes modifications to the proposed rules in response to the comments received from New Mexico Oil and Gas Association. The modifications are reflected in redline/strikeout format in NMED-Musick Rebuttal Exhibits 1 and 2.

6. Reservation of Rights.

The Department reserves the right to call any person and offer any exhibit in response to the testimony or exhibit offered by another person in the hearing.

Respectfully submitted,

NEW MEXICO ENVIRONMENT DEPARTMENT  
OFFICE OF GENERAL COUNSEL



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**CERTIFICATE OF SERVICE**

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I hereby certify that on October 25, 2010, this **NOTICE OF INTENT TO PRESENT REBUTTAL TECHICAL TESTIMONY** was served electronically on:

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A handwritten signature in black ink, appearing to read 'EMA', with a horizontal line extending to the right from the end of the signature.

Eric Ames