STATE OF NEW MEXICO  
BEFORE THE ENVIRONMENTAL IMPROVEMENT BOARD  

IN THE MATTER OF:  
THE PETITION FOR A HEARING OF  
OXY USA WTP LIMITED PARTNERSHIP  
ON THE TITLE V OPERATING PERMIT  
P103-R3 MU FOR THE INDIAN BASIN GAS PLANT  

No: EIB 19-55

THE AIR QUALITY BUREAU OF THE NEW MEXICO ENVIRONMENT DEPARTMENT'S ANSWER TO THE PETITION FOR HEARING

In the Applicant’s petition for hearing on the Indian Basin Gas Plant’s Title V operating permit, it objects to three permit conditions: A107.C, A206.C and A206.D. Although the nature of the objections are not stated in narrative form, the Applicant submitted re-writes of the relevant portions using Microsoft Word’s track changes feature.

Because the entirety of A206.C and A206.D appear to have been re-written, the specific nature of those objections is unclear and the Bureau cannot provide a response. Nonetheless, Bureau personnel report that post-submission negotiations are going well.

Condition A107.C focuses on a rolling timetable. Measuring it in “days” rather than “months” provides the Bureau with more precise information when estimating emissions, thus allowing for better regulation and, if necessary, enforcement.

While this Answer has been filed to comply with procedural guidelines, the Bureau reiterates that negotiations are progressing and a stay of proceedings will likely result in private resolution.

Respectfully submitted,

/s/ Owen Johnson  
Owen Johnson  
Office of General Counsel  
New Mexico Environment Department  
121 Tijeras Avenue NE, Ste 1000  
Albuquerque, NM 87102
CERTIFICATE OF SERVICE

Pursuant to New Mexico Administrative Code Section 20.1.2.112(B), I hereby certify that the foregoing Motion has been sent to the following party by electronic mail this 13th day of January 2020.

J. Scott Janoe
Baker Botts L.L.P.
910 Louisiana Street
Houston, Texas 77002
scott.janoebakerbotts.com

/s/ Owen Johnson
Owen Johnson
Office of General Counsel
New Mexico Environment Department
121 Tijeras Avenue NE, Ste 1000
Albuquerque, NM 87102
Phone: (505) 222-9508