

E. J. Hernandez

1 **IN THE SUPREME COURT OF THE STATE OF NEW MEXICO**

2 **August 23, 2026**

RECEIVED

3 **NO. S-1-SC-41579**

AUG 23 2026

Luis Lopez (OPF)
LR

4 **NEW ENERGY ECONOMY,**

OPF Matter No. AQB26-57 (P)

5 **Petitioner,**

6 **v.**

7 **THE SECRETARY OF THE ENVIRONMENT,**
8 **JAMES KENNEY, AND HIS DESIGNEE,**
9 **JOHN RHODERICK, NEW MEXICO**
10 **ENVIRONMENT DEPARTMENT, HEARING**
11 **OFFICER, MAX SHEPHERD,**

12 **Respondents.**

13
14 **REGARDING: THE APPLICATION OF**
15 **YUCCA GROWTH INFRASTRUCTURE, LLC**
16 **FOR AN AIR QUALITY PERMIT NO. 10883**
17 **AQB 26-57**

18 **ORDER**

19 WHEREAS, this matter came on for consideration by the Court upon
20 *emergency request for stay of proceedings pending a determination on verified*
21 *petition for writ of mandamus*, and the Court having considered the foregoing and
22 being sufficiently advised, Chief Justice Julie J. Vargas, Justice Michael E. Vigil,
23 Justice C. Shannon Bacon, Justice David K. Thomson, and Justice Briana H.
24 Zamora concurring;

1 NOW, THEREFORE, IT IS ORDERED that the request to stay the
2 underlying administrative proceeding is GRANTED, and the underlying
3 administrative proceeding is hereby STAYED until further order of this Court;

4 IT IS FURTHER ORDERED that a response shall be timely if filed on or
5 before September 2, 2026;

6 IT IS FURTHER ORDERED that no reply shall be filed unless ordered by
7 the Court.

8 IT IS SO ORDERED.



WITNESS, the Honorable Julie J. Vargas, Chief Justice of the Supreme Court of the State of New Mexico, and the seal of said Court this 23rd day of October, 2026.

Elizabeth A. Garcia, Clerk of Court
Supreme Court of New Mexico

I CERTIFY AND ATTEST:
A true copy was served on all parties
or their counsel of record on date filed.
Lysette Romero Chidoza
Chief Deputy Clerk of the Supreme Court
of the State of New Mexico

By *Lysette Romero Chidoza*
Chief Deputy Clerk of Court