

**STATE OF NEW MEXICO
WATER QUALITY CONTROL COMMISSION**

**IN THE MATTER OF THE PETITION FOR
PROPOSED AMENDMENTS TO 20.6.4.9 NMAC,
DESIGNATION OF WATERS OF THE UPPER PECOS No. WQCC 20-18 (R)
WATERSHED AS OUTSTANDING NATIONAL
RESOURCE WATERS,**

**San Miguel County, the Village of Pecos,
the New Mexico Acequia Association,
Molino de la Isla Organics LLC, and
the Upper Pecos Watershed Association,**

Petitioners.

**PETITIONERS' AND THE DEPARTMENT'S JOINT MOTION TO POSTPONE
HEARING ON AMENDED PETITION**

Petitioners San Miguel County, the Village of Pecos, the New Mexico Acequia Association, Molino de la Isla Organics LLC, and the Upper Pecos Watershed Association (“Petitioners”) jointly with the New Mexico Environment Department (“Department”) hereby move to postpone the hearing in this matter, now scheduled to commence after the Water Quality Control Commission’s (“Commission”) regularly scheduled meeting on April 13, 2021. As grounds for this joint motion, Petitioners and the Department state as follows:

1. Petitioners and the Department have been engaged in productive discussions as to how to narrow the multiple, complex technical issues in this proceeding before the Commission.
2. Petitioners and the Department would like to continue with those discussions with the goal of narrowing the issues for the Commission’s consideration at the hearing, thereby decreasing the length of the hearing, and streamlining the proceedings for the Commission, the Hearing Officer, and the Parties.
4. Petitioners and the Department therefore request a postponement of the hearing in this matter, with leave to request that the Commission reschedule the hearing, or to make such

other request, jointly or separately, that is consistent with the Commission's rules and the New Mexico Water Quality Act.

A proposed form of order granting this joint motion is attached.

Respectfully submitted on this 6th day of April, 2021.

Kelly E. Nokes

Kelly Nokes
Western Environmental Law Center
P.O. Box 218
Buena Vista, Colorado 81211
575.613.8051
nokes@westerlaw.org

Tannis Fox
Western Environmental Law Center
208 Paseo del Pueblo Sur, No. 602
Taos, New Mexico 87571
575.629.0732
fox@westernlaw.org

*Counsel for Petitioners San Miguel County,
Village of Pecos, New Mexico Acequia
Association, Molino de la Isla Organics
LLC, and Upper Pecos Watershed
Association*

John Verheul
Assistant General Counsel
New Mexico Environment Department
121 Tijeras Avenue NE, Suite 1000
Albuquerque, New Mexico 87102
505.383.2063
John.Verheul@state.nm.us

*Counsel for New Mexico Environment
Department*

CERTIFICATE OF SERVICE

I certify that a copy of the foregoing joint motion to postpone was served by email on April 6, 2021, on the following:

Robert Sanchez
Assistant Attorney General
Office of the New Mexico Attorney General
408 Galisteo Street
Santa Fe, New Mexico 87501
rfsanchez@nmag.gov

Kelly E. Nokes

Kelly Nokes
Western Environmental Law Center
P.O. Box 218
Buena Vista, Colorado 81211
575.613.8051
nokes@westerlaw.org

*Counsel for Petitioners San Miguel County,
Village of Pecos, New Mexico Acequia
Association, Molino de la Isla Organics
LLC, and Upper Pecos Watershed
Association*