

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



In the Matter of:

**PROPOSED AMENDMENTS TO
GROUND AND SURFACE WATER
PROTECTION REGULATIONS,
20.6.2 NMAC**

No. WQCC 17-03 (R)

**UNOPPOSED MOTION TO VACATE CURRENT DEADLINE
FOR PARTIES' EXCEPTIONS TO THE HEARING OFFICER REPORT**

Pursuant to the New Mexico Water Quality Control Commission's ("Commission") procedural regulations at 20.1.6.100.B and 20.1.6.207 NMAC, Rio Grande Resources Corporation, New Mexico Copper Corporation and American Magnesium, LLC (collectively "Movants"), submit this Motion requesting that the Hearing Officer vacate the May 7, 2018 deadline set forth in the Hearing Officer's *Post Scheduling Order Exceptions to the Hearing Officer Report* filed on April 6, 2018 (the "April 6 Exceptions Order") for parties to file exceptions to the Hearing Officer Report filed on April 6, 2018 (the "April 6 Report"). As grounds for this motion, Movants state:

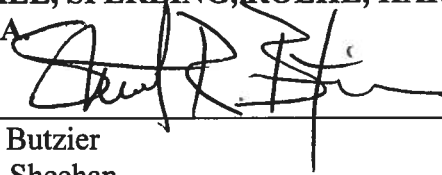
1. The April 6 Exceptions Order established a May 7, 2018 deadline for all parties to file exceptions to the April 6 Report.
2. Since the filing of the April 6 Exceptions Order, the parties have conferred among themselves, and with the Hearing Officer in a May 3, 2018 post-hearing teleconference, concerning the most efficient and effective means of assisting with the Hearing Officer's submission of integrated form of report that would be most useful in assisting the Water Quality Control Commission ("Commission") in its rulemaking deliberations in this matter.

3. In the May 3, 2018 post-hearing teleconference, it was determined that the parties as well as the Hearing Officer would benefit from additional time to allow the parties to work collaboratively on a joint form of submission to the Hearing Officer.
4. In the May 3, 2018 post-hearing teleconference it was revealed that one of the party representatives expects to be on medical leave for most of May, and the parties agreed that vacating the current May 7, 2018 deadline and rescheduling it for a later date would be helpful both to accommodate that representative's circumstances as well as to facilitate collaboration among the parties in providing their input in connection with the April 6 Report.
5. This Motion is unopposed.

WHEREFORE, Movants request that the Hearing Officer vacate the May 7, 2018 deadline set forth in the April 6 Exceptions Order and reschedule the exceptions deadline for a later date in the Hearing Officer's sound discretion.

Respectfully submitted,

**MODRALL, SPERLING, ROEHL, HARRIS &
SISK, P.A.**



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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was filed with the WQCC Administrator and was served on the following via electronic mail on May 4, 2018:

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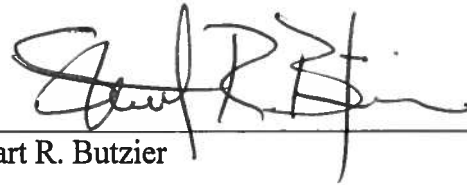
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A handwritten signature in black ink, appearing to read "Stuart R. Butzier", is written over a horizontal line. The signature is stylized and cursive.

Stuart R. Butzier