

STATE OF NEW MEXICO
WATER QUALITY CONTROL COMMISSION



NEW MEXICO ENVIRONMENT DEPARTMENT,
GROUND WATER QUALITY BUREAU,

Complainant

WQCC 17-07(A)

v.

ABEL VILLALPANDO D.B.A. CREEKSIDE DAIRY,
CREEKSIDE DAIRY, L.L.C.

Respondent.

**NEW MEXICO ENVIRONMENT
DEPARTMENT'S WITNESS AND EXHIBIT LIST**

The New Mexico Environment Department Ground Water Quality Bureau ("Bureau") hereby submits its Witness and Exhibit List pursuant to 20.1.3.19.E NMAC. The Bureau submits this list in anticipation of the hearing scheduled to be held in this matter before the New Mexico Water Quality Control Commission on January 9, 2018.

Bureau Witness:

Nancy McDuffie
Agricultural Section Manager
Ground Water Quality Bureau
New Mexico Environment Department
121 Tijeras Avenue NE, Suite 1000
Albuquerque, New Mexico 87102-3400

As the manager overseeing the ground water quality discharge permitting of dairy facilities, Ms. McDuffie will testify to the permitting requirements for dairy facilities, specifically for Creekside Dairy, the compliance and enforcement history of Creekside Dairy, the Bureau's Administrative Compliance Order issued on September 22, 2017, and the nature of dairy wastewater and contamination issues associated with dairy wastewater.

Bureau Exhibits:

The Bureau intends to present the following exhibits at the hearing scheduled in this matter for January 9, 2018:

1. Administrative Compliance Order GWQB 17-02(CO) issued September 22, 2017, with the civil penalty calculation narrative;
2. Service of process information for Administrative Compliance Order GWQB 17-02(CO);
3. Creekside Dairy's expired ground water quality discharge permit (DP-913);
4. Corporate Filing Information for Creekside Dairy, LLC;
5. Permit and enforcement correspondence between the Bureau and Creekside Dairy; and
6. Administrative Compliance Order GWQB 17-03(CO) issued to Rockhill Dairy.

The Bureau reserves the right to call any other person to present original and/or rebuttal testimony in response to another Witness or Exhibit List or public comment filed in this matter or to any testimony or exhibit offered at the public hearing.

Respectfully submitted,

GROUND WATER QUALITY BUREAU
NEW MEXICO ENVIRONMENT DEPARTMENT



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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing New Mexico Environment Department's Witness and Exhibit List was delivered as described below to all parties on December 14th, 2017.

Via First-Class U.S. Mail:

Abel Villalpando,
304 East Ojibwa Road
Dexter, NM 88230
Respondent for Creekside Dairy

Via First-Class U.S. Mail and electronic mail:

Stephen Vigil
New Mexico Attorney General's Office
P.O. Drawer 1508
Santa Fe, NM 87504
svigil@nmag.gov
Counsel for Water Quality Control Commission

Via Hand-Delivery:

Pam Castañeda,
Commission Administrator
P.O. Box 5469
Santa Fe, NM 87502


Christopher N. Atencio