

STATE OF NEW MEXICO  
WATER QUALITY CONTROL COMMISSION



NEW MEXICO ENVIRONMENT  
DEPARTMENT, GROUNDWATER  
QUALITY BUREAU,

Complainant,

v.

No. WQCC 17-08(A)

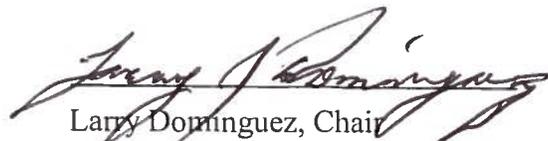
ABEL VILLALPANDO D.B.A. ROCKHILL DAIRY  
ROCKHILL DAIRY, LLC,

Respondent.

**STIPULATED ORDER GRANTING  
MOTION FOR STAY OF COLLECTION OF CIVIL PENALTIES**

This Matter, having come before the New Mexico Water Quality Control Commission (“Commission”) on the Unopposed Motion of Respondents Abel Villalpando and Rockhill Dairy, LLC’s (collectively “Respondents”) for Stay of Collection of Civil Penalties Pending Appeal and Settlement Discussions, the Commission having reviewed the Motion, and otherwise being fully apprised in the premise, FINDS the Unopposed Motion is well-taken and GRANTED.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that pursuant to NMSA 1978, Section 74-6-7 and 20.1.3.21(F) NMAC, the collection of civil penalties in the amount of \$226,800, as assessed against Respondents in the Commission’s Final Order of August 17, 2018, in this proceeding, is hereby stayed pending the final disposition of the appeal of this matter pending before the New Mexico Court of Appeals as Case No. A-1-CA-37619.

  
Larry Dominguez, Chair  
New Mexico Water Quality Commission

**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the **Stipulated Order Granting Motion for Stay of Collection of Civil Penalties** was sent via the stated methods below to the following parties on October 24, 2018:

*Via hand delivery and email:*

Christopher N. Atencio  
Assistant General Counsel  
Office of General Counsel  
New Mexico Environment Department  
121 Tijeras Avenue NE, Suite 1000  
Albuquerque, New Mexico 87102-3400  
Christopher.atencio@state.nm.us  
*Counsel for the New Mexico Environment Department*

*Via First Class U.S. Mail and email:*

Richard L. Alvidrez  
Elizabeth M. Reitzel  
Miller Stratvert P.A.  
500 Marquette NW, Suite 1100  
P.O. Box 25687  
Albuquerque, New Mexico 87125  
ralvidrez@mstlaw.com  
ereitzel@mstlaw.com  
*Counsel for Respondents Abel Villalpando and  
Rockhill Dairy Rockhill Dairy, LLC*

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

  
Pam Castañeda, Commission Administrator