

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



**IN THE MATTER OF THE NOTICE  
OF DEFICIENCY: FINAL SITE INVESTIGATION  
REPORT AND STAGE 2 ABATEMENT PLAN  
FOR McCATHARN DAIRY, ALBUQUERQUE,  
NEW MEXICO, DATED MARCH 9, 2018**

**WQCC 18-02(A)**

**JOHN McCATHARN,**

**Petitioner.**

**NEW MEXICO ENVIRONMENT DEPARTMENT'S  
UNOPPOSED MOTION FOR STAY OF PROCEEDINGS**

The Ground Water Quality Bureau ("Bureau") of the New Mexico Environment Department ("Department") hereby requests a stay of the proceedings in the above-referenced matter. John McCatharn ("Petitioner") does not oppose this motion. As grounds for this motion, the Bureau states as follows:

1. On March 9, 2018, the Bureau issued a Notice of Deficiency: Final Site Investigation Report and Stage 2 Abatement Plan proposal for McCatharn Dairy, Albuquerque, New Mexico.
2. On April 9, 2018, Petitioner submitted his Appeal Petition and Request for 15-Day Extension of Time to Submit Substantive Information Regarding Objections to the NOD.
3. The parties are discussing resolution of the items raised in the Bureau's March 9, 2018, NOD.
4. In order to facilitate these discussions and reach final agreement, the Bureau proposes, and Petitioner does not object to, a stay of the proceedings until the Water Quality Control Commission's July 2018 meeting.

WHEREFORE, the Department hereby requests that the hearing officer enter an Order staying the proceedings until the July 2018 Commission meeting.

Respectfully submitted,  
NEW MEXICO ENVIRONMENT DEPARTMENT

/s/ Christopher Atencio

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**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing New Mexico Environment Department's Unopposed Motion for Stay of Proceedings was delivered as described below to all parties on May 31<sup>st</sup> 2018.

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

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/s/ Christopher Atencio  
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