

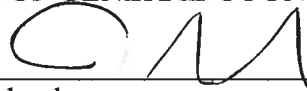
Procedural Order, public notice of the hearing shall be given at least sixty (60) days prior to the hearing. Publication in newspapers and in the New Mexico Register generally takes at least 14 days lead time, therefore any change to the hearing date should be ordered at least 75 days prior to the new hearing date, to facilitate public notice. Regarding financial impact and planning, Exhibit 11 of the Department's Surface Water Quality Bureau's Notice of Intent identifies approximately \$1150 in publication costs. The projected hearing costs for three days are approximately \$5,000. In addition, scheduling arrangements have been made by various parties in reliance upon the Order that has been in place since July, 2014, a change in the hearing date may prejudice one or more parties if the hearing is rescheduled without consulting all parties.

In order to allow for ample public notice of the Triennial Review hearing, to address fiscal year financial planning should the hearing date be moved past Fiscal Year 2015, and to allow for consultation on witness availability, the Department herein moves and requests that the Hearing Officer take appropriate action to either confirm the present Scheduling Order is still in effect, or to issue a revised Scheduling Order in this matter. Counsel for all other parties concurred with this motion, or did not respond.

Respectfully submitted,

NEW MEXICO ENVIRONMENT DEPARTMENT
OFFICE OF GENERAL COUNSEL

By: _____



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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing *Motion to Clarify* was served on the following parties on this the 27th day of January, 2015 via the stated delivery methods below:

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