



STATE OF NEW MEXICO  
BEFORE THE WATER QUALITY CONTROL COMMISSION

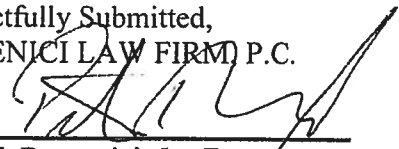
IN THE MATTER OF THE PETITION )  
BY COMET CLEANERS OF LAS CRUCES, INC. )  
TO ALLOW CORRECTIVE ACTION )  
AND REVERSE REQUIREMENT FOR )  
ABATEMENT PLAN )  
Comet Cleaners of Las Cruces, Inc. )  
Petitioner )  
\_\_\_\_\_ )

WQCC 19-33(A)

NOTICE OF WITHDRAWAL OF PETITION

Comes now the Petitioner provides notice withdrawing Petition. As grounds therefore Petitioner states that the relief requested by the Petition has been provided by NMED. The Petitioner requested that NMED allow corrective action at the site. See attached letter. Accordingly, there is no basis for the Petitioner to proceed and therefore the Petition is withdrawn.

Respectfully Submitted,  
DOMENICI LAW FIRM P.C.

  
\_\_\_\_\_  
Pete V. Domenici, Jr., Esq.  
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Albuquerque, NM 87102  
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Andrew Knight  
NMED Counsel  
Via Email: [Andrew.Knight.state.nm.us](mailto:Andrew.Knight.state.nm.us)



**Michelle Lujan Grisham**  
Governor

**Howie C. Morales**  
Lieutenant Governor

**NEW MEXICO  
ENVIRONMENT DEPARTMENT**

Ground Water Quality Bureau

1190 St. Francis Drive / PO Box 5469  
Santa Fe, NM 87502-5469  
Phone (505) 827-2900 Fax (505) 827-2965  
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**James C. Kenney**  
Cabinet Secretary

**Jennifer J. Pruett**  
Deputy Secretary

**CERTIFIED MAIL – RETURN RECEIPT REQUESTED**

September 26, 2019

Dan Schneider  
Comet Cleaners  
2001 E. Lohman  
Las Cruces, NM 88001  
Sent via e-mail: [danschneider1021@gmail.com](mailto:danschneider1021@gmail.com)

**RE: Corrective Action Plan Required – Comet Cleaners, 2001 E. Lohman, Las Cruces, New Mexico**

Mr. Schneider,

The New Mexico Environment Department (NMED) received a Voluntary Abatement Plan (AP) dated October 22, 2018 for the site referenced above (Site). The AP was submitted in response to NMED's letter dated August 20, 2018. The AP was subsequently withdrawn in your petition filed with the Water Quality Control Commission (WQCC) titled, *Petition to Allow Corrective Action Plan and Reverse Requirement for Abatement Plan* dated August 21, 2019. As discussed at the WQCC meeting on September 10, 2019, the Site may be investigated, and pollution abated, as needed, under Section 1203 of the New Mexico Ground and Surface Water Protection Regulations (20.6.2 NMAC); therefore, the requirements for submittal as stipulated in NMED's August 20, 2018 letter still pertain.

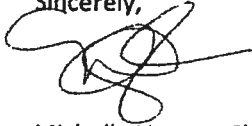
Please submit a Corrective Action Plan for the Site for NMED approval within sixty days of receipt of this letter. If NMED does not receive a submittal within the required timeframe as described above, NMED may require an Abatement Plan pursuant to Section 20.6.2.4104 NMAC.

If you have any questions, please contact Dezbah Jesus, Project Manager, at (505) 222-9555 or Justin Ball, State Cleanup Program Team Leader, at (505) 222-9522.

Mr. Dan Schneider  
September 26, 2019  
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Thank you for your cooperation in this matter.

Sincerely,

A handwritten signature in black ink, appearing to be 'MH', written over the word 'Sincerely,'.

Michelle Hunter, Chief  
Ground Water Quality Bureau

Cc: Pete Domenici, Jr., Domenici Law, [PDomenici@domicilaw.com](mailto:PDomenici@domicilaw.com)  
Andrew Knight, OGC  
Jerry Schoeppner, GWQB-ROS  
Justin Ball, GWQB-SCP  
Dezbah Jesus, GWQB-SCP  
ROS Reading File