STATE OF NEW MEXICO
WATER QUALITY CONTROL COMMISSION

IN THE MATTER OF PROPOSED AMENDMENTS
TO 20.6.2, THE COPPER MINE RULE,

No. WQCC 12-01(R)

New Mexico Environment Department,
Petitioner.

ATTORNEY GENERAL’S NOTICE OF SUPPLEMENTING RECORD

At the close of the hearing in this matter, the Hearing Officer authorized the parties to supplement the record with testimony from the 2007 hearing in In the Matter of Appeal of Supplemental Discharge Permit for Closure (DP 1341) for Phelps Dodge Tyrone, Inc., Nos. 03-12(A) and 03-13(A) from witnesses from the New Mexico Environment Department Mary Ann Menetrey and Clint Marshall, and from Neil Blandford, witness for Phelps Dodge Tyrone, Inc. (“Tyrone”). Pursuant to that authorization, the Attorney General hereby files the following testimony from the 2007 hearing:

1. AGO Exhibit 48: Testimony of Mary Ann Menetrey, vol. 9, pp. 2408-31 [direct examination]; vol. 10, pp. 2500-2662 [cross-examination by Tyrone] and pp. 2663-65 [redirect examination]; and


As a convenience to the Water Quality Control Commission, portions of the cross-examination of Ms. Menetrey submitted by the Attorney General duplicate those submitted by Freeport McMoRan, Inc. [Freeport-McMoRan Rebuttal Exhibit Blandford – 9] in order that members can review the entirety of her cross-examination without having to go back and forth between the two exhibits.
Respectfully submitted,

GARY KING
ATTORNEY GENERAL OF NEW MEXICO

Tannis L. Fox
Assistant Attorney General
Water, Environmental and Utilities Division
Office of the New Mexico Attorney General
P.O. Box 1508
Santa Fe, New Mexico 87504
T 505.827.6695
F 505.827.4444
tfox@nmag.gov

Counsel for the Attorney General

Certificate of Service

I certify that the following were served with the foregoing pleading by email on May 31, 2013:

Andrew Knight
Kathryn Becker
Assistant General Counsels
Office of General Counsel
New Mexico Environment Department
P.O. Box 5469
Santa Fe, New Mexico 87502-5469

Dalva Moellenberg
Anthony J. Trujillo
Gallagher and Kennedy, P.A.
1233 Paseo de Peralta
Santa Fe, New Mexico 87501-2758

Bruce Frederick
Staff Attorney
New Mexico Environmental Law Center
1405 Luisa Street, #5
Santa Fe, New Mexico 87505-4074