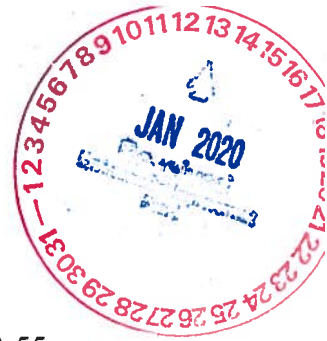


**STATE OF NEW MEXICO
BEFORE THE ENVIRONMENTAL IMPROVEMENT BOARD**



IN THE MATTER OF:) No: EIB 19-55
THE PETITION FOR A HEARING OF)
OXY USA WTP LIMITED PARTNERSHIP)
ON THE TITLE V OPERATING PERMIT)
P103-R3 MU FOR THE INDIAN BASIN GAS PLANT)

**THE AIR QUALITY BUREAU OF THE NEW MEXICO ENVIRONMENT
DEPARTMENT’S ANSWER TO THE PETITION FOR HEARING**

In the Applicant’s petition for hearing on the Indian Basin Gas Plant’s Title V operating permit, it objects to three permit conditions: A107.C, A206.C and A206.D. Although the nature of the objections are not stated in narrative form, the Applicant submitted re-writes of the relevant portions using Microsoft Word’s track changes feature.

Because the entirety of A206.C and A206.D appear to have been re-written, the specific nature of those objections is unclear and the Bureau cannot provide a response. Nonetheless, Bureau personnel report that post-submission negotiations are going well.

Condition A107.C focuses on a rolling timetable. Measuring it in “days” rather than “months” provides the Bureau with more precise information when estimating emissions, thus allowing for better regulation and, if necessary, enforcement.

While this Answer has been filed to comply with procedural guidelines, the Bureau reiterates that negotiations are progressing and a stay of proceedings will likely result in private resolution.

Respectfully submitted,

/s/ Owen Johnson
Owen Johnson
Office of General Counsel
New Mexico Environment Department
121 Tijeras Avenue NE, Ste 1000
Albuquerque, NM 87102

CERTIFICATE OF SERVICE

Pursuant to New Mexico Administrative Code Section 20.1.2.112(B), I hereby certify that the foregoing Motion has been sent to the following party by electronic mail this 13th day of January 2020.

J. Scott Janoe
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 /s/ Owen Johnson
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