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**STATE OF NEW MEXICO  
ENVIRONMENTAL IMPROVEMENT BOARD**

IN THE MATTER OF THE APPEALS  
OF THE AIR QUALITY PERMIT  
NO. 7482-M1 ISSUED TO 3 BEAR  
DELAWARE OPERATING – NM LLC

EIB No. 20-21(A)

AND

REGISTRATION NOS. 8720, 8730, AND 8733  
UNDER GENERAL CONSTRUCTION PERMIT  
FOR OIL AND GAS FACILITIES

EIB No. 20-33(A)

WildEarth Guardians,  
*Petitioner.*

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**WILDEARTH GUARDIANS' LIST OF EXHIBITS**

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Pursuant to the September 17, 2020 Procedural Order, WildEarth Guardians files its list of exhibits for use in the consolidated hearing in the above-referenced proceedings.

<b>Exhibit Number</b>	<b>Document Title</b>	<b>WildEarth Guardians' Original Filing</b>
WildEarth Guardians Exhibit 1	Expert Report by Dr. Ranajit (Ron) Sahu, Consultant, In Support of Petition in EIB No. 20-33(A) and EIB No. 20-21(A)	Notice of Intent to Present Technical and Non-Technical Testimony (Aug. 3, 2020)
WildEarth Guardians Exhibit 2	Resume of Dr. Ranajit (Ron) Sahu	Notice of Intent to Present Technical and Non-Technical Testimony (Aug. 3, 2020) (Attachment A)
WildEarth Guardians Exhibit 3	Expert Litigation Support	Notice of Intent to Present Technical and Non-Technical Testimony (Aug. 3, 2020) (Annex A)
WildEarth Guardians Exhibit 4	Legal Notice and Preliminary Determination for an Air Quality Permit for 3 Bear Delaware Operating – NM LLC	Notice of Intent to Present Technical and Non-Technical Testimony (Aug. 3, 2020) (Exhibit 1)
WildEarth Guardians Exhibit 5	Future Year 2028 Emissions from Oil and Gas Activity in the Greater San Juan Basin and Permian Basin: Final Report	Notice of Intent to Present Technical and Non-Technical Testimony (Aug. 3, 2020) (Exhibit 2)

WildEarth Guardians Exhibit 6	New Mexico Ozone Attainment Initiative Photochemical Modeling Study – Draft Modeling Protocol (May 2020)	Notice of Intent to Present Technical and Non-Technical Testimony (Aug. 3, 2020) (Exhibit 3)
WildEarth Guardians Exhibit 7	NMED Memo, How Ozone Trends at New Mexico’s Ozone Monitoring Stations Are Being Addressed (Apr. 1, 2020)	Notice of Intent to Present Technical and Non-Technical Testimony (Aug. 3, 2020) (Exhibit 4)
WildEarth Guardians Exhibit 8	URS, Air Resources Technical Support Document, Carlsbad Field Office Oil and Gas Resource Management Plan Revision	Notice of Intent to Present Technical and Non-Technical Testimony (Aug. 3, 2020) (Exhibit 5)
WildEarth Guardians Exhibit 9	Fann, et al., Assessing Human Health PM2.5 and Ozone Impacts from U.S. Oil and Natural Gas Sector Emissions in 2025, EPA Public Access (2018)	Notice of Intent to Present Technical and Non-Technical Testimony (Aug. 3, 2020) (Exhibit 6)
WildEarth Guardians Exhibit 10	S. Kemball-Cook, et al., Southern New Mexico Ozone Study Technical Support Document (2016)	Notice of Intent to Present Technical and Non-Technical Testimony (Aug. 3, 2020) (Exhibit 7)
WildEarth Guardians Exhibit 11	Rebuttal Expert Report by Dr. Ranajit (Ron) Sahu, Consultant, In Support of Petition in EIB No. 20-33(A) and EIB No. 20-21(A)	WildEarth Guardians’ Rebuttal Testimony (Sept. 2, 2020)
WildEarth Guardians Exhibit 12	U.S. EPA, Guidance on Significant Impact Levels for Ozone and Fine Particles in the Prevention of Significant Deterioration Permitting Program (Apr. 17, 2018)	WildEarth Guardians’ Rebuttal Testimony (Sept. 2, 2020) (Exhibit A)

Respectfully submitted this 18<sup>th</sup> day of September, 2020

/s/ Daniel L. Timmons

Daniel L. Timmons

*Counsel for WildEarth Guardians*

## Certificate of Service

Pursuant to 20.1.2.112 NMAC, I hereby certify that a copy of the above

**PROCEDURAL ORDER** was filed and served via electronic mail delivery to the persons listed below on September 18, 2020.

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