

STATE OF NEW MEXICO  
Before the  
ALBUQUERQUE-BERNALILLO COUNTY  
AIR QUALITY CONTROL BOARD

IN THE MATTER OF THE PETITION  
FOR A HEARING ON THE MERITS  
REGARDING AIR QUALITY PERMIT  
NO. 3131

AQCB No. 2014-4

*Southwest Organizing Project [SWOP]  
By Juan Reynosa, Environmental Justice Organizer;  
Esther and Steven Abeyta, Members of SWOP, Petitioners*

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JAN 05 2016

BY: \_\_\_\_\_

**ENVIRONMENTAL HEALTH DEPARTMENT'S  
UNOPPOSED MOTION TO REVISE HEARING SCHEDULE**

The Environmental Health Department (Department) files this unopposed motion to revise the schedule for this matter to allow the Department to file its Reply in Support of its Opposed Motion for Discovery (“Reply Brief”) on January 15, 2016. This is a one week extension beyond the current deadline of January 8, 2016. As grounds for this motion, the Department states as follows:

1. The Hearing Officer granted the Department’s Unopposed Motion for a Revised Hearing Schedule and issued an Order dated December 22, 2015.
2. The Order requires that the Department file its Reply Brief on January 8, 2016.
3. The Department has several enforcement matters ongoing and two of them require significant effort between now and January 8, 2016, which makes it difficult for the Department to comply with this deadline.
5. The Department has consulted with SWOP’s counsel and SWOP does not oppose this Motion.

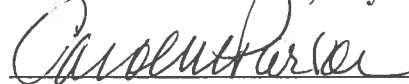
**EHD'S UNOPPOSED MOTION TO REVISE SCHEDULE**

6. The Department has consulted with Mr. Rod Honstein and Mr. Honstein does not oppose this Motion.

WHEREFORE, the Department respectfully requests that the Hearing Officer amend the schedule in this matter as set forth above.

Respectfully submitted,

CITY OF ALBUQUERQUE  
**Jessica M. Hernandez, City Attorney**



Carol M. Parker, Assistant City Attorney

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## CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of this Unopposed Motion to Revise Schedule was served as described below on January 5, 2016:

- 1) The Department's original document was filed with the Hearing Clerk in the above-captioned matter and nine copies were hand delivered to the Hearing Clerk.
- 2) One additional copy was hand-delivered to the Hearing Clerk for delivery to the Hearing Officer/Air Board Attorney and one copy was sent by electronic mail to:

Felicia Orth  
c/o Andrew Daffern, Hearing Clerk  
Control Strategies Section  
Environmental Health Department  
One Civic Plaza, Room 3023  
Albuquerque, NM 87102  
[orthf@yahoo.com](mailto:orthf@yahoo.com)

*Attorney for the Albuquerque-Bernalillo County Air Quality Control Board  
and Hearing Officer for AQCB Petition No. 2014-4*

- 3) One hard copy was mailed by first class mail and a copy was sent by electronic mail to:

Jon Block and Eric Jantz  
New Mexico Environmental Law Center  
1405 Luisa Street, Ste. 5  
Santa Fe, NM 87505  
[jblock@nmelc.org](mailto:jblock@nmelc.org)  
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