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

IN THE MATTER OF THE PETITION FOR HEARING ON THE MERITS REGARDING AMERICAN CEMENT CORPORATION AIR QUALITY PERMIT No. 0902-M3

Greater Gardner Neighborhood Association, North Valley Coalition of Neighborhood Associations, Kyle Silfer, David Wood, Marcia Finical, as Individuals,

Petitioners/Appellants

AQCB Petition No. 2009-07

v.

City of Albuquerque Environmental Health Department, Air Quality Division,

Respondent/Appellee

ORDER

This matter comes before the Chairman of the Air Quality Control Board, acting as Hearing Officer, upon American Cement Corporation's Motion to Intervene. Being fully advised of the premises, and noting that as the applicant American Cement Corporation is by definition a party to the proceeding pursuant to 20.11.81.7 (N) NMAC, the motion is granted. American Cement Corporation is hereby named an Appellee in the above captioned proceeding.

Jens Deichman, Chairman

CERTIFICATE OF SERVICE

I hereby certify that I have mailed, hand delivered, and e-mailed a true and correct copy of the foregoing pleading on this 15th day of December, 2009 to the following parties of record:

Mailed and e-mailed:
Kyle Silfer, Petitioner
4465 Jupiter NW
Albuquerque, NM 87107
kyle@rtoads.com

Tim Van Valen, Esq.
Brownstein Hyatt Farber Schreck, LLP
201 Third Street NW, Suite 1700
Albuquerque, NM 87102-4386
tvanvalen@bhfs.com

Hand delivered:
Adelia W. Kearny
Deputy City Attorney
Room 4015
One Civic Plaza NW
Albuquerque, NM 87102

Janice C. Wright, Hearing Clerk