

**STATE OF NEW MEXICO  
ENVIRONMENTAL IMPROVEMENT BOARD**

**IN THE MATTER OF PROPOSED NEW REGULATION,  
20.2.50 NMAC – *Oil and Gas Sector – Ozone Precursor Pollutants*      No. EIB 21-27 (R)**

**NOTICE OF FILING OF AMENDMENTS TO EDF REBUTTAL TESTIMONY**

Environment Defense Fund hereby files the attached Amendments to the Rebuttal Testimony of David Lyon (NMED Rebuttal Exhibit XX). The amendments are marked as EDF Rebuttal Exhibit XXa.

Respectfully submitted

/s/ Elizabeth deLone Paranhos

Elizabeth deLone Paranhos  
deLone Law Inc.  
1555 Jennine Place  
Boulder, Colorado 80304  
[elizabeth@delonelaw.com](mailto:elizabeth@delonelaw.com)  
303.442.0610

Attorney for Environmental Defense Fund

## Certificate of Service

I certify that a copy of the foregoing pleading was emailed to the following counsel on September 29, 2021:

**Petitioner New Mexico Environment  
Department:**

Lara Katz, Assistant General Counsel  
NMED Office of General Counsel  
1190 St. Francis Drive  
Santa Fe, New Mexico 87505  
[Lara.katz@state.nm.us](mailto:Lara.katz@state.nm.us)

Andrew Knight, Assistant General Counsel  
NMED Office of General Counsel  
121 Tijeras Ave. NE, Suite 1000  
Albuquerque, New Mexico 87102  
[Andrew.knight@state.nm.us](mailto:Andrew.knight@state.nm.us)

**New Mexico Oil and Gas Association:**

Eric L. Hiser  
Brandon Curtis  
Jorden Hiser & Joy, PLC  
5080 N. 40th St. Ste. 245  
Phoenix, Arizona 85024  
[ehiser@jhjlawyers.com](mailto:ehiser@jhjlawyers.com)  
[bcurtis@lhilawyers.com](mailto:bcurtis@lhilawyers.com)

Dalva L. Moellenberg  
Gallagher & Kennedy, PA  
1239 Paso de Peralta  
Santa Fe, New Mexico 87501-2758  
[DLM@gknet.com](mailto:DLM@gknet.com)

**“Clean Air Advocates”: Conservation Voters  
New Mexico, Dine C.A.R.E., Earthworks,  
Natural Resources  
Defense Council, San Juan Citizens Alliance,  
Sierra Club, 350 New Mexico, and 350 Santa  
Fe:**

Tannis Fox  
Western Environmental Law Center  
409 East Palace Avenue #2  
Santa Fe, New Mexico 87501  
[fox@westernlaw.org](mailto:fox@westernlaw.org)

David R. Baake  
Baake Law CCC  
2131 North Main Street  
Las Cruces, New Mexico 88001  
[david@baakelaw.com](mailto:david@baakelaw.com)

**Center for Civic Policy and NAVA Education  
Project:**

Daniel Jaynes, clinical law student  
Keifer Johnson, clinical law student  
Gabriel Pacyniak, supervising attorney  
Natural Resources & Environmental Law Clinic  
University of New Mexico  
1117 Stanford Dr NE  
Albuquerque, New Mexico 87106  
[aynesda@law.unm.edu](mailto:aynesda@law.unm.edu)  
[Johnsoke@law.unm.edu](mailto:Johnsoke@law.unm.edu)  
[pacyniak@law.unm.edu](mailto:pacyniak@law.unm.edu)

**National Park Service:**

Lisa Devore, Air Quality Specialist,  
Intermountain Region  
[Lisa\\_devore@nps.gov](mailto:Lisa_devore@nps.gov)  
John Vimont, Branch Chief, Air Resources  
Division  
[John\\_Vimont@nps.gov](mailto:John_Vimont@nps.gov)

**Wild Earth Guardians:**

Matthew A. Nykiel  
3798 Marshal St., Ste. 8  
Wheat Ridge, CO 80033  
[mnykiel@wildearthguardians.org](mailto:mnykiel@wildearthguardians.org)

Daniel L. Timmons  
301 N. Guadalupe Street, Ste. 201  
Santa Fe, NM 87501  
[dtimmons@wildearthguardians.org](mailto:dtimmons@wildearthguardians.org)

**Independent Petroleum Association of New Mexico:**

Louis W. Rose  
Kari Olson  
Ricardo S. Gonzales  
Montgomery & Andrews, PA  
P.O. Box 2307  
Santa Fe, NM 87504-2307  
(505) 982-3873  
[lrise@montand.com](mailto:lrise@montand.com)  
[kolson@montand.com](mailto:kolson@montand.com)  
[rgonzales@montand.com](mailto:rgonzales@montand.com)

**The Gas Compressor Association:**

Jeffrey Holmstead  
Tim Wilkins  
Whit Swift  
Bracewell LLP  
111 Congress Avenue, Suite 2300  
Austin, Texas 78701  
[jeff.holmstead@bcacewell.com](mailto:jeff.holmstead@bcacewell.com)  
[tim.wilkins@bracewell.com](mailto:tim.wilkins@bracewell.com)  
[whit.swift@bracewell.com](mailto:whit.swift@bracewell.com)

Stuart R. Butzier  
Christina C. Sheehan  
Modrall, Sperling, Roehl, Harris & Sisk, P.A.  
Post Office Box 2168  
Albuquerque, New Mexico 87103-2162  
[srb@modrall.com](mailto:srb@modrall.com)  
[ccs@modrall.com](mailto:ccs@modrall.com)

**New Mexico Environmental Law Center:**

Charles de Saillan  
New Mexico Environmental Law Center  
1405 Luisa Street, Ste. 5  
Santa Fe, New Mexico 87505-4074  
[cdesaillan@nmelc.org](mailto:cdesaillan@nmelc.org)

**Oxy USA Inc.:**

J. Scott Janoe  
Raker Botts L.L.P.  
910 Louisiana Street  
Houston, Texas 77002  
[scott.Janoe@bakerbotts.com](mailto:scott.Janoe@bakerbotts.com)

**Kinder Morgan, Inc., El Paso Natural Gas Company, L.L.C., TransColorado Gas Transmission Co., LLC, and Natural Gas Pipeline Company of America, LLC:**

Ana Maria Gutierrez  
Hogan Lovells US LLP  
1601 Wewatta Street, Suite 900  
Denver, CO 80202  
[ana.gutierrez@hoganlovells.com](mailto:ana.gutierrez@hoganlovells.com)

Sandra Milena McCarthy  
Hogan Lovells US LLP  
Columbia Square  
555 Thirteenth Street, NW Washington, DC 20004  
[sandra.mccarthy@hoganlovells.com](mailto:sandra.mccarthy@hoganlovells.com)

**“Commercial Disposal Group”: NGL Energy Partners IP, Solaris Water Midstream, Owl SWD**

**Operating, LIC, Goodnight Midstream, LLC, and 3 Bear Delaware Operating—NM, LLC:**

Christopher J. Neumann

Gregory R. Tan

Casey Shpall

Counsel for NGL, Solaris, Owl and Goodnight

Greenberg Traurig, LLP

1144 Fifteenth Street, Suite 3300

Denver, CO 80202

[neumannc@gtlaw.com](mailto:neumannc@gtlaw.com)

[tangr@gtlaw.com](mailto:tangr@gtlaw.com)

[shpallc@gtlaw.com](mailto:shpallc@gtlaw.com)

Matthias L. Sayer

Additional Counsel for NGL Energy Partners LP

VP Legal — Regulatory Compliance

125 Lincoln Ave., Suite 222

Santa Fe, NM 87501

[Matthias.Sayer@nglep.com](mailto:Matthias.Sayer@nglep.com)

Christopher L. Colclasure

Counsel for 3 Bear Delaware Operating—NM, LLC

Beatty & Wozniak, P.C.

216 16th Street, Suite 1100

Denver, CO 80202

[ccolclasure@bwenergylaw.com](mailto:ccolclasure@bwenergylaw.com)

**Environmental Improvement Board Counsel:**

Karla Soloria

New Mexico Office of the Attorney General

P.O. Box 1508

Santa Fe, NM 87504

[ksoloria@nmag.gov](mailto:ksoloria@nmag.gov)

**Solar Turbines, Inc.:**

Leslie Witherspoon, Manager, Environmental Programs

9330 Sky Park Court

MZ:SP3-Q

San Diego, CA 92123-5398

Witherspoon leslie [h@solarturbines.com](mailto:h@solarturbines.com)

**Environmental Improvement Board Hearing Officer:**

Felicia L. Orth

[Felicia.L.Orth@gmail.com](mailto:Felicia.L.Orth@gmail.com)

/s/ Elizabeth Paranhos