



Certified Mail – Return Receipt Requested No. 7019 1640 0000 7894 3403

May 26, 2026

David and Kimberly Been
Trash Talk Hauling Services LLC
2115 Los Pinos Court
Santa Fe, NM 87505

Re: Notice of Violation - Trash Talk Hauling LLC

David and Kimberly Been:

On April 2, 2026, John Kondratick, Enforcement Officer, Compliance and Enforcement Division, Resource Protection Compliance & Enforcement Bureau (“CEB”), New Mexico Environment Department (“NMED”), received a citizen complaint regarding Trash Talk Hauling LLC not being a commercial hauler registered with the State of New Mexico. A records review of the NMED database indicated that Trash Talk Hauling LLC is not a registered commercial hauler and is in violation of the New Mexico Solid Waste Rules (“SWR”), 20.9.2-20.9.10 NMAC. The records review confirmed the following violation:

Failure to register as a commercial hauler – The NMED Commercial Hauler database review determined that Trash Talk Hauling LLC is operating as a commercial hauler in the State of New Mexico without an approved commercial hauler registration.

The SWR, 20.9.3.31.A NMAC, states that commercial haulers of solid waste and any haulers that transport special waste shall register with the department 30 days prior to beginning operations and every five years thereafter.

The Trash Talk company is a “Commercial Hauler” transporting solid waste for hire, it must cease hauling operations or immediately attain a valid commercial hauler registration. Please download a commercial hauler registration application and associated document(s) by visiting:

<https://www.env.nm.gov/solid-waste/forms-2/#haulers>

Please contact Sara Martinez, NMED Resource Recovery Bureau Administrative Assistant, at (505) 690-8552 for more information on the registration process.

Pursuant to the NMED Delegation Order dated June 23, 2025, the Cabinet Secretary has delegated the authority to issue CEB Notices of Violation to the Chief of the Compliance and

Enforcement Division. The NMED is seeking your voluntary cooperation in the immediate correction of this violation. To avoid elevated enforcement, please correct the violation within 30 calendar days of receipt of this notice. If you have any questions, please respond within 10 calendar days of receipt of this notice to Kyle Staggs, Chief, Compliance and Enforcement Division, Resource Protection Compliance & Enforcement Bureau, NMED, 2905 Rodeo Park Drive E, Building 1, Santa Fe, New Mexico 87505. The failure to assure corrective action or continued non-compliance may result in additional enforcement action, which may include the assessment of a civil penalty.

All documentation submitted to NMED's CEB related to this Notice of Violation must include the following certification, signed by you or a delegated responsible official:

"I certify under penalty of law that this document and all its attachments were prepared under my directions or supervision according to a system designed to assure that qualified personnel gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for the gathering of the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties submitting false information, including the possibility of fines and imprisonment for knowing violations."

If you have any questions, please contact John Kondratick at (505) 660-0420 or john.kondratick@env.nm.gov.

Sincerely,

Kyle Staggs
Chief, Compliance and Enforcement Division, Resource Protection Compliance & Enforcement Bureau
New Mexico Environment Department

KS:jk

cc: Jaime Rodriguez, Manager, CEB, NMED *[via electronic mail]*
Daniel R. Galasso, Supervisor, CEB, NMED *[via electronic mail]*
John Kondratick, Enforcement Officer, Area-II, CEB, NMED *[via electronic mail]*