

**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)**

PROCEDURAL ORDER ON POST-HEARING PROCESS

The Board Administrator received the hearing transcript in this matter, in ten volumes, on November 15, 2021, and issued a notice of transcript filing to the parties on November 16, 2021. Although the parties had agreed to a 45-day period for submission of post-hearing filings, in consideration of the holidays, the Hearing Officer has set **January 14, 2022** as the deadline.

The Hearing Officer will file her report no later than **February 14, 2022**, and the Board has set the dates for its deliberations on **March 10-11, 2022**. The Board Administrator shall serve both the Hearing Officer's report and the Board's agenda on all parties when filed or finalized.

Content of Post-Hearing Submittals: The post-hearing submittals may include, in each party's discretion, closing argument addressing the law and evidence, or any arguments still pursued as to the admissibility of evidence proffered, an objection, or an evidentiary ruling; proposed findings and conclusions they would want to see in the Board's statement of reasons, and a final proposed draft of the rule they recommend for adoption by the Board with specific record citations to the testimony and exhibits providing support for those proposals beneath each section of the rule.

NMOGA agreed to submit documentation related to its contested proffer of two Excel tables and seven slides in a separate document as part of its post-hearing package, and it is so ordered.

The Hearing Officer's report will not include a recommendation on the merits of the Petition or any party's final proposal. The Hearing Officer has collected post-hearing submittals in an earlier complex rulemaking in a Dropbox folder for reference as to format for post-hearing submittals and the hearing officer report, and will share that link in an email with the parties.

Finally, the parties will be asked to provide to the Administrator their post-hearing submittals in Word as well as PDF, for use by the Hearing Officer in her compilation.

DATED this 19th of November, 2021.



Felicia Orth, Hearing Officer