

**STATE OF NEW MEXICO
BEFORE THE SECRETARY OF ENVIRONMENT**



In the Matter of:)
LOS ALAMOS NATIONAL LABORATORY'S)
GROUNDWATER DISCHARGE PERMIT, DP 17-93,)


GWB 18-05 (P)

SCHEDULING ORDER

Following discussion with the parties, on an October 29, 2018 teleconference, the hearing officer hereby sets the following scheduling deadlines:

1. On November 7th and 8th 2018, in Los Alamos, New Mexico, the hearing officer shall hold a public hearing regarding the GWB 18-05 (P) (the "Hearing"). The Hearing for Groundwater Discharge Permit, DP-1793, shall allow for technical testimony and public comment. The hearing will take place at the Los Alamos Magistrate Court located at 2500 Trinity Drive. The hearing will begin at 9 AM and continue until 5 PM. The magistrate court closes at 5:30 PM. There will be multiple opportunities for public comment, normally a period in the morning, during a natural stopping point in testimony, and after lunch depending on the discretion of the hearing officer. Public comment will be taken again at 4:00 PM as the courthouse closes at 5:30. Members of the public who attend are encouraged to sign in with the both their email and physical addresses to be notified of future development with the permit.
2. Entries of Appearances and Notices of Intent to present scientific testimony have been filed on October 26, 2018. Communities for Clean Water ("CCW") noted in its request for a scheduling order that the Public Notice published for GWB 18-05 (P) requested full written testimony as opposed to the regulations, which require a summary of the contents of the intent to present technical testimony. The regulations will control, and parties who have followed the regulations under 20.1.4.300.B(1)(a)(vii) NMAC will not be penalized for filing a summary of their proposed testimony in lieu of their prefilled testimony in its entirety.
3. Each party is responsible for ensuring their own technical support during the hearing.

4. The hearing officer will conduct the hearing using 20.1.4 NMAC, 20.6.2.3110 NMAC and all other applicable law.
5. Opening statements may be given, and parties who wish to reserve their opening until their case in chief may do so.
6. The parties have worked collaboratively to address the posting of the administrative record and index. New Mexico Environment Department (“NMED”) has posted the record and its index prior to the teleconference in preparation for the hearing, interested parties may review the permit online.
7. At the hearing, persons presenting technical testimony shall not read from their pre-filled testimony but shall adopt it under oath and may present a summary of their testimony no longer than 30 minutes before standing for cross-examination.
8. John Baca, former hearing clerk with NMED, has been replaced with Pam Castaneda, acting as hearing clerk. Ms. Castaneda’s contact information is (505) 827-2425, her email is pam.castaneda@state.nm.us. If parties need to email exhibits or public comment, please send them to the new contact person.



Erin Anderson
Administrative Law Judge
Hearing Officer for GWB 18-05 (P)

CERTIFICATE OF SERVICE

I hereby certify that a copy of the **Scheduling Order** was sent via the stated methods below on October 31, 2018:

Via hand delivery and email:

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