

STATE OF NEW MEXICO
BEFORE THE ENVIRONMENTAL IMPROVEMENT BOARD

IN THE MATTER OF THE PETITION FOR)
HEARING TO ADOPT NEW REGULATIONS)
AND TO AMEND VARIOUS SECTIONS OF)
20.2.1, 20.2.2, 20.2.70, and 20.2.72 NMAC,)
Statewide Cap on Greenhouse Gas Emissions)
_____)

No. EIB 08-19(R)

**PETITIONER'S NOTICE OF INTENT
TO PRESENT REBUTTAL TECHNICAL TESTIMONY**

COMES NOW, New Energy Economy, Inc. ("Petitioner"), by and through its attorneys New Mexico Environmental Law Center, and pursuant to the Third Order for Hearing Procedures and NMAC § 20.1.1.302(A), submit this Notice of Intent to Present Rebuttal Technical Testimony ("Rebuttal NOI").

1. Identity of the person for whom the witnesses will testify.

Petitioner.

2. Identity of each technical witness Petitioner intends to present and their qualifications, including a description of their educational and work background.

A. Dr. David S. Gutzler. Dr. Gutzler's qualifications are described in direct testimony already on file. (See Tab A.)

B. Mr. Steven S. Michel. Mr. Michel's qualifications are described in his direct testimony already on file. (See Tab B.)

C. Ms. Winona LaDuke. Ms. LaDuke's qualifications are described in her rebuttal testimony. (See Tab C.)

D. Ms. Elizabeth D. Paranhos. Ms. Paranhos' qualifications are described in her rebuttal testimony. (See Tab D.)

E. Mr. George Peridas. Ms. Peridas' qualifications are described in his rebuttal testimony. (See Tab E.)

F. Mr. Dan Randolph. Mr. Randolph's qualifications are described in his rebuttal testimony. (See Tab F.)

G. Mr. Ron C. Collins. Mr. Collins' qualifications are described in his rebuttal testimony. (See Tab G.)

H. Mr. Bill McKibben. Mr. McKibben's qualifications are described in his rebuttal testimony. (See Tab H.)

3. Description of rebuttal testimony of each technical witness and anticipated duration of their testimony.

The rebuttal testimony of each witness is set out under Tab A through Tab H of this Rebuttal NOI. In accordance with the Hearing Officer's instructions, each witness shall endeavor to summarize their testimony within 45 minutes or less.

4. Text of recommended modifications to the proposed regulatory change.

Petitioner's recommended modifications to its regulatory proposal are attached hereto under Tab B as Rebuttal Exhibits 9 and 10.

5. Petitioner's exhibits and proposed statement of reasons for adoption of rules.

A. Petitioner's Rebuttal Exhibits are attached hereto.

B. Petitioner's proposed statement of reasons is included in its NOI to present direct technical testimony. Petitioner reserves the right to provide additional or different statements, depending on the evidence presented at hearing.

Respectfully submitted:

NEW MEXICO ENVIRONMENTAL LAW
CENTER

By: _____ /s/

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