

BEFORE THE NEW MEXICO STATE ENGINEER

**IN THE MATTER OF THE CORRECTED
APPLICATION FILED BY AUGUSTIN
PLAINS RANCH, LLC., FOR PERMIT TO
APPROPRIATE GROUNDWATER IN THE
RIO GRANDE UNDERGROUND WATER
BASIN IN THE STATE OF NEW MEXICO**

**Hearing No. 17-005
OSE File No. RG-89943 POD 1
through POD 37**

DOCKETING ORDER

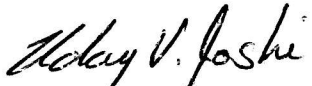
This matter came before Uday V. Joshi, the Managing Attorney of the State Engineer's Hearing Unit, upon a Request for Pre-Hearing Scheduling Conference (Request), filed on February 2, 2017. Having reviewed the Request, the Managing Attorney of the Hearing Unit finds that a docketing order should be issued and hearing fees should be submitted prior to the issuance of a Scheduling Order. A Pre-Hearing Scheduling Conference (PHSC) is tentatively scheduled for July 19, 2017. The Hearing Unit will issue advance Notice of PHSC indicating the time and location.

The parties are advised that the above-captioned matter has been docketed as Hearing No. 17-005. Pursuant to NMSA 1978, Section 72-2-6(J) and 19.25.2.10 NMAC, the Applicant must submit a \$25.00 hearing fee for the application; and, each Protestant must submit a \$25.00 hearing fee.

Protestants who protested this application are encouraged to form a group and obtain legal representation. Pursuant to 19.25.2.11 NMAC, "[a] party that is not an individual *shall* be represented by an Attorney" (emphasis added). Certain Protestants may be considered, upon a Motion to Consolidate Protestants, as a single protesting party. Each protesting party will be required to submit one hearing fee (\$25) and will have a single right of appeal. Parties who previously paid hearing fees in 2010 for Hearing No. 09-096, do not need to send a hearing fee for this Corrected Application. For additional explanation regarding the process leading to an evidentiary hearing, including Hearing Unit Rules and Regulations, 19.25.2 NMAC, see <http://www.ose.state.nm.us/HU/rulesRegs.php>.

THEREFORE, the Applicant and each Protestant (or Protesting Party) shall submit the respective hearing fee by June 14, 2017, or dismissal from the respective matter shall result. Check or money order should be made payable to the New Mexico State Engineer and mailed to the Hearing Unit Administrator, Office of the State Engineer, P.O. Box 25102, Santa Fe, NM 87504-5102 or hand-delivered at 495 Old Santa Fe Trail, Suite 201, Santa Fe, NM. Please include a self-addressed, stamped envelope for return of a copy of your receipt.

DONE this 3rd day of May, 2017.



Uday V. Joshi
Hearing Unit Managing Attorney
Hearing Examiner

CERTIFICATE OF SERVICE

I certify that on the 3rd day of May, 2017, a copy of the Docketing Order was mailed to interested parties in Hearing No. 17-005. The Parties Entitled to Notice can be found at:
<http://www.ose.state.nm.us/HU/AugustinPlains.php>



Irma E. Corral, Law Clerk
Hearing Unit Administrator