BEFORE THE NEW MEXICO PUBLIC REGULATION COMMISSION

IN THE MATTER OF THE JOINT APPLICATION)
FOR THE LOCATION APPROVAL OF THE 2022)
CORONA GENERATION EXPANSION PURSUANT)
TO THE PUBLIC UTILITY ACT, NMSA 1978, §62-9-)
3) Case No. 22-00UT
)
ANCHO WIND LLC, COWBOY MESA LLC,)
GALLINAS MOUNTAIN WIND LLC, MESA)
CANYONS WIND, LLC, PATTERN SC HOLDINGS)
LLC, VIENTO LOCO LLC,)
)
)
JOINT APPLICANTS.)

JOINT APPLICATION FOR LOCATION SITE APPROVAL OF THE EXPANSION OF THE CORONA WIND PROJECT GENERATION

Ancho Wind LLC, Cowboy Mesa LLC, Gallinas Mountain Wind LLC, Mesa Canyons Wind, LLC, Pattern SC Holdings LLC, and Viento Loco LLC, (collectively, the "Joint Applicants"¹) respectfully move the New Mexico Public Regulation Commission ("Commission") to approve this Joint Application to authorize the Joint Applicants to expand the area for the wind turbines for the Corona Wind Project beyond that previously approved in NMPRC Case Nos. 17-00221-UT, 18-00065-UT and 21-00281-UT². The expanded area for wind turbines for which Commission approval is sought in this Joint Application is hereafter referred to as the "2022 Corona Generation Expansion" and is more specifically described in Exhibit JA-1, attached hereto.

¹ The parties which applied for and received location approval in earlier New Mexico Public Regulation Commission proceedings included three entities that are not included in the Joint Applicants in this proceeding. These companies are Duran Mesa LLC, Red Cloud Wind LLC and Tecolote Wind LLC. Each will not own any of the additional facilities that are the subject of this proceeding but will continue to be an owner of some of the wind turbine generation for which Commission approval has already been obtained. ² The Corona Wind Project also was the subject of a location approval proceeding in NMPRC Case No. 20-00008-UT but that case did not involve any approval for the location of generation facilities.

I. BACKGROUND.

A. THE JOINT APPLICANTS.

1. The Joint Applicants are limited liability companies, organized under the laws of the State of Delaware. and are indirectly held subsidiaries of Pattern Energy Group 2 LP (together with Pattern Energy Group LP, referred to as "Pattern Energy"). Pattern Energy has developed and constructed wind projects of significant size and scope throughout the world, including in New Mexico.

2. The Joint Applicants and Pattern Energy are not public utilities under New Mexico law, NMSA 1978, §62-3-3(G), and none are regulated by the Commission.

B. THE CORONA WIND PROJECT.

3. The Commission has previously granted location approval for wind power facilities located within Lincoln, Torrance, and Guadalupe Counties in New Mexico in NMPRC Case Nos. 17-00221-UT, 18-00065-UT, 20-00008-UT and 21-00281-UT (collectively referred to as the "Prior Location Approval Proceedings"). NMPRC Case No. 20-00008-UT did not involve approval for the location of generation facilities. The wind generation facilities and associated Gen-Tie systems and related facilities for which location approval was obtained in the Prior Location Approval Proceedings and for which additional approvals are sought in this proceeding collectively constitute the Corona Wind Project.

4. In this proceeding, the Joint Applicants propose to expand the area of the Corona Wind Project to include the 2022 Corona Generation Expansion. The 2022 Corona Generation Expansion would add approximately 63,547 acres to the overall Corona Wind Project in the counties of Lincoln and Torrance. These additional acres include 32,730 acres of private lands and 30,817 acres of state lands. If approved the overall Corona Wind Project would consist of

543,549 acres of land, of which 457,241 acres would be private lands and 86,308 acres would be state lands.

5. The 2022 Corona Generation Expansion will not add additional turbines to the Corona Wind Project, but will relocate approximately 65 turbines to the new areas for which location approval is sought, which turbines will generate approximately 220 MW. No additional changes to the location or right-of-way of the associated Gen-Tie System are being requested.

6. To produce the desired energy, the 65 wind turbines being relocated will have a nameplate capacity ranging from 2.3 MW to 4.5 MW. Each of the turbines will be connected by 34.5-kV collection lines to new substations to be located within the Corona Wind Project area. A final determination of the number of turbines to be relocated will be made over time, and such information will be made available to the Commission. The proposed in-service date for the 2022 Corona Generation Expansion is the end of 2026.

7. The Joint Applicants initially requested approval of the location of some of the area for the generation that comprises the 2022 Generation Expansion in NMPRC Case No. 20-0008-UT. However, this request to add generation in these areas to the Corona Wind Project was withdrawn in March 2020 when the landowner involved requested that his lands no longer be included in the filing before the Commission. Recently the landowner in question has sold the ranch to a third party who has requested that the Joint Applicants add wind turbines to this acquired ranch. Additionally, in an effort to optimize the location and efficiency of previously approved generation, the Joint Applicants have also added some additional lands to the area for the Corona Wind Project approved in the Prior Location Approval Proceedings.

8. A comprehensive environmental analysis was performed and submitted to the Commission in NMPRC Case No. 20-0008-UT as Exhibit NO-1 to the testimony of Nathan Olday

("2020 Environmental Report"). This 2020 Environmental Report included much of the acreage which is the subject of this Joint Application. An updated environmental analysis has been performed by Burns & McDonnell to the 2020 Environmental Report "(2022 Environmental Update") to include all the land area which comprises the 2022 Corona Generation Expansion. The conclusions of the 2022 Environmental Update are presented in the Testimony of Adam Cernea Clark, under whose direction the analysis was performed. Although the requirements for consideration of a location approval for generation facilities are not as extensive as for transmission facilities, the 2022 Supplemental Environmental Report extends the comprehensive analysis of the 2020 Environmental Report to the 2022 Corona Generation Expansion.

1. GENERATION PLANT.

9. The provisions of Section 62-9-3 NMSA 1978 ("Siting Statute") provide the Commission with specific and limited jurisdiction over the siting of power plants within the State of New Mexico with a "capacity of three hundred thousand kilowatts [300 MW] or more for the generation of electricity for the sale to the public within or without [the state of New Mexico.]" NMSA 1978, §62-9-3(B). With respect to their various projects located in New Mexico, including the Corona Wind Project which is the subject of this filing and the Prior Location Approval Proceedings, the Joint Applicants have always aggregated the capacity of the proposed wind turbines in concluding that the Commission may have jurisdiction to approve the location of these individual generation facilities as a single generation plant.

10. The Commission is required to approve an application for the location of the generating plant unless it finds that the operations of the facilities for which approval is sought will not comply with all applicable existing air and water pollution control standards and regulations. NMSA 1978, §62-9-3(E). However, the Commission is precluded by the Siting

Statute from requiring "compliance with performance standards other than those established by the agency of this state having jurisdiction over a particular pollution source." Id. The New Mexico agency that has jurisdiction over air and water pollution is the New Mexico Environment Department ("NMED").

11. The Joint Applicants have evaluated the air and water pollution control standards in connection with the proposed 2022 Corona Generation Expansion and have determined that the Corona Wind Project will continue to comply with these standards. Furthermore, in the Prior Location Approval Proceedings, the Joint Applicants voluntarily elected to extend the protection measures addressing sensitive resources that are the standard of review for proceedings involving the location control of transmission facilities to the entire generation area of the Corona Wind Project and not limit such measures to only the areas where the transmission facilities would be located. This same commitment is made again in this Joint Application with respect to the additional land that would be included in the 2022 Corona Generation Expansion.

2. REGULATORY REQUIREMENTS, COMMISSION RULE 17.9.592 NMAC.

12. The Commission's Location of Large Capacity Plants and Transmission Lines Rule 17.9.592 NMAC ("Location Rule") states the requirements for an application for location approval of a large capacity generation plant and a transmission line, pursuant to the Siting Statute, NMSA 1978, §62-9-3. The Joint Application, including the supporting testimonies and exhibits, provide all the required information for Commission review.

13. Location Rule 17.9.592.9 NMAC for generating facilities ("Generation Location Rule") lists the requirements for a generating plant capable of operation at a capacity of 300 MW or greater:

A. a description of the large capacity plant, including, but not limited to:

- a legal description of the property upon which the large capacity plant will be located;
- (2) the size of the large capacity plant;
- (3) fuel specifications including, but not limited to, the type of fuel to be used; and,
- (4) a map showing the location of the large capacity plant;
- B. identification of all applicable land use statutes and administrative regulations and proof of compliance or a statement of noncompliance with each;
- C. identification of all applicable air and water pollution control standards and regulations and proof of compliance or a statement of noncompliance with each;
- D. all written air and water quality authorizations necessary to begin construction of the large capacity plant;
- E. all written air and water quality authorizations necessary to begin operation of the large capacity plant; if any such authorization cannot be obtained until after construction of the large capacity plant, proof of application for such authorization;
- F. the expected date that the large capacity plant will be online;
- G. proof that the application has been served on all local authorities in each county and township where the large capacity plant will be located, the New Mexico attorney general, the New Mexico environment department, and the New Mexico State Engineer;
- H. any other information, including photographs, which the applicant wishes to submit in support of the application.

III. ALL THE REQUIREMENTS FOR THE REQUESTED APPROVAL ARE SATISFIED.

14. The 2022 Corona Generation Expansion will satisfy all the requirements of NMSA 1978, §62-9-3 and Commission Rule 17.9.592 NMAC for location approval of a generation facility because: (1) the Joint Applicants will cause the 2022 Corona Generation Expansion to comply with all applicable requirements under the Siting Statute and Location Rule; and (2) existing state, county, and municipal land use statutory and administrative regulations allow for the installation of these projects. If the Commission grants the location approval sought in this proceeding, the Joint Applicants will implement all the conditions established by the Commission's Final Orders in the Prior Location Approval Proceedings for the 2022 Corona Generation Expansion, including the voluntary Protective Measures, that were agreed to in those proceedings.

A. THE 2022 CORONA GENERATION EXPANSION.

15. As renewable energy generation facilities, the Corona Wind Project will result in environmental benefits and will not negatively impact air or water quality during the operating life of the generating facilities. The Corona Wind Project will produce zero-emission electricity using state-of-the-art wind turbine technology and may even displace electricity generated from non-renewable sources causing a reduction in greenhouse gas emission and regulated air pollutants. The 2022 Corona Generation Expansion will also have a *de minimis* effect on water quality during the construction of the projects and will conserve water that would otherwise be used in cooling thermal power plants during the operation of the projects.

16. Pursuant to NMSA 1978, §62-9-3, the Joint Applicants will cause the 2022 Corona Generation Expansion to comply with all applicable: (1) water pollution control standards and regulations of the NMED; and (2) air pollution control standards and regulations of the NMED.

The Direct Testimony of Adam Cernea Clark explains the applicable requirements and summarizes how the Joint Applicants intend to comply with these standards.

17. The types of construction activity permits needed to construct the Corona Wind Project are typically applied for and issued shortly before the start of construction and are anticipated to consist of air quality permits from NMED for concrete batch plants and mobile rock crushing. No other air or water pollution permits are required from NMED.

18. All air and water quality permits associated with environmental impacts due to construction activities will be acquired by the balance of plant ("BOP") contractor from the NMED prior to the initiation of construction of such project. Issuance of these permits by NMED and compliance with their terms by the Joint Applicants will satisfy applicable state water and air pollution control standards and regulations. This is consistent with provisions which the Commission has already approved for the Corona Wind Project in the Final Orders in NMPRC Case Nos. 18-00065-UT, 20-00008-UT and 21-00281-UT.

B. WATER POLLUTION CONTROL STANDARDS AND REGULATIONS OF THE NMED.

19. The Joint Applicants will not need any water quality permits from NMED to comply with all water quality performance standards and regulations of NMED. However, they will obtain a National Pollution Discharge Elimination System ("NPDES") permit from the United States Environmental Protection Agency ("EPA").

20. The purpose of the New Mexico Water Quality Control Act ("New Mexico Water Act") is to prevent the impairment of New Mexico's groundwater quality. NMSA 1978, §§74-6-1 *et seq.* Because turbines do not require water to produce electricity, the 2022 Corona Generation Expansion will not impair groundwater quality. Joint Applicants will not transfer any surface or ground water rights for project use. The BOP contractor may elect at the approval of the State

Engineer to temporarily transfer water rights during the construction period. Since the Joint Applicants do not intend to adversely affect surface or groundwater at the site, they will not require a permit under the New Mexico Water Act.

21. The Joint Applicants will acquire one or more NPDES permits from the EPA under the Federal Water Pollution Control Act Amendments of 1972, as amended, more commonly referred to as the "Clean Water Act." *See* 33 U.S.C. §1342. This permit will ensure that storm water discharge from construction activities that disturb one or more acres are managed through best management practices. However, the 2022 Corona Generation Expansion is also expected to qualify for a storm water Construction General Permit ("CGP").

22. The Joint Applicants will obtain coverage under a NPDES CGP from the EPA pursuant to 33 U.S.C. §1342. This construction phase permit requires the management of storm water discharge from the site during construction, including implementation of standard erosion control measures and best management practices. Further, project facilities will be sited to avoid and/or minimize fill in Waters of the U.S. so that any fill, if necessary, would be within the thresholds allowed under the Nationwide Permit Program under Section 404 of the Clean Water Act administered by the U.S. Army Corps of Engineers. *See* 33 U.S.C. §1344. The 2022 Corona Generation Expansion facilities will be sited to minimize placement in the floodplain.

C. AIR POLLUTION CONTROL STANDARDS AND REGULATIONS OF THE NMED.

23. With respect to applicable air pollution standards, construction activities will be required to comply with General Construction Permits ("GCP"). The Joint Applicants will require air quality general construction permitting from NMED to comply with all air quality performance standards and regulations of NMED.

24. The New Mexico Air Quality Control Act applies to the Corona Wind Projects. NMSA 1978, §§74-2-1 *et seq.* The Joint Applicants will require the BOP contractor to obtain a GCP before the start of construction, for concrete batch plants and a general construction permit for aggregate facilities (permits GCP-5 and GCP-2, respectively) from the Air Quality Bureau of NMED. The Joint Applicants will provide copies of these permits to the Commission upon request before construction activities associated with these permits begin.

25. The application for the GCP will demonstrate that the construction of the 2022 Corona Generation Expansion complies with applicable air pollution control standards and regulations. Once the 2022 Corona Generation Expansion is in operation, there will be no adverse impact to air quality. Instead, the Corona Wind Project will benefit the air quality by displacing sources of electricity in the Southwest which adversely impact air quality.

D. THE GENERATION LOCATION RULE.

26. The Joint Application and supporting testimony and exhibits provide the information required by the Generation Location Rule and the necessary information needed for the Commission's evaluation of this Joint Application to construct the 2022 Corona Generation Expansion.

27. The Joint Applicants will require the 2022 Corona Generation Expansion to comply with local land use statutes and administrative regulations.

28. The Joint Applicants will obtain New Mexico State Land Office ("SLO") approval for use of any state trust land, in compliance with Commission Rule 17.9.592.9(B) NMAC.

29. The necessary authorizations to begin construction and operation of the wind facilities are typically obtained immediately prior to the start of construction and will be obtained prior to construction.

30. The Joint Applicants intend to put the wind facilities into operation no later than the end of 2026.

31. The Joint Application and supporting testimony and exhibits have been served on all local authorities in Lincoln and Torrance Counties in New Mexico, the New Mexico Attorney General, the New Mexico Environment Department, the New Mexico State Land Office and the New Mexico State Engineer. A copy of the Joint Application and testimony is available at the public library in the Town of Carrizozo, New Mexico, which is the county seat of Lincoln County and in Estancia, New Mexico, which is the county seat of Torrance County. This Joint Application and supporting testimony and exhibits are also available on the Joint Applicants' website, https://patternenergy.com/en/project-documents, all in compliance with Commission Rule 17.9.592.9(G) NMAC, and Commission Rule 17.9.592.13 NMAC.

IV. THE 2022 CORONA GENERATION EXPANSION HAS THE SUPPORT OF THE AFFECTED LOCAL LANDOWNER, COMMUNITIES, BUSINESSES, AND POLITICAL FIGURES.

32. The 2022 Corona Generation Expansion has received letters of support from landowners, local community officials, and leading figures of the New Mexico business community.³

33. The Joint Applicants have also engaged in outreach to economic development organizations, potential construction partners, and vendors that may participate in the construction of the 2022 Corona Generation Expansion. There is strong interest in the opportunity these projects afford.⁴

³ See Testimony of Makena Caruso.

⁴ Id.

V. NOTICE AND PROCEDURAL MATTERS.

34. Attached to this Joint Application as Exhibit JA-2 is a proposed form of Notice of Application that the Joint Applicants propose, upon order of the Commission, to publish in a newspaper of general circulation in Lincoln and Torrance Counties .

VI. TESTIMONIES.

35. In support of its Joint Application, the Joint Applicants accompany their Joint Application with the following testimonies:

Witness	Subjects
Jeremy Turner	Project overview
Adam Cernea Clark	Pattern's environmental values, regulatory compliance, and environmental report
Makena Caruso	Pattern's agreements with landowners and local governmental approvals

VII. CONCLUSION.

36. The Joint Applicants have demonstrated that the 2022 Corona Generation Expansion meets or exceeds all applicable requirements of NMSA 1978, §§62-9-3 and Commission Rule 17.9.592 NMAC. Specifically, the location of the 2022 Corona Generation Expansion will comply with applicable statutes and environmental regulations under NMSA 1978, §62-9-3 and Commission Rule 17.9.592 NMAC.

37. The 2022 Corona Generation Expansion will comply with all the conditions and Protective Measures set forth in the Prior Location Approval Proceedings and reiterated in the Testimony of Adam Cernea Clark.

38. The Joint Applicants have complied with all the applicable requirements of NMSA 1978, §62-9-3and Commission Rule 17.9.592 NMAC, and respectfully request the Commission to issue a Final Order as expeditiously as possible approving the Joint Application for the location

of the 2022 Corona Generation Expansion and for such other relief as may be deemed necessary and appropriate.

Respectfully submitted,

VIRTUE & NAJJAR, P.C.

By: <u>/s/ Daniel A. Najjar</u> Daniel A. Najjar Jared D. Najjar 2200 Brothers Road P.O. Box 22249 Santa Fe, NM 87505 (505) 983-6101 ext. 2 dnajjar@virtuelaw.com jnajjar@virtuelaw.com

BEFORE THE NEW MEXICO PUBLIC REGULATION COMMISSION

IN THE MATTER OF THE JOINT APPLICATION FOR	
THE LOCATION APPROVAL OF THE 2022 CORONA	
GENERATION EXPANSION PURSUANT TO THE	
PUBLIC UTILITY ACT, NMSA 1978, §62-9-3	

ANCHO WIND LLC, COWBOY MESA LLC, GALLINAS MOUNTAIN WIND LLC, MESA CANYONS WIND, LLC, PATTERN SC HOLDINGS LLC, VIENTO LOCO LLC,

JOINT APPLICANTS.

Case No. 22-00 -UT

)

AFFIDAVIT OF JEREMY TURNER

THE STATE OF New (CD) COUNTY OF Santa Fe)

Jeremy Turner hereby deposes and states under oath that the foregoing Joint Application For Location Approval of the 2022 Corona Generation Expansion was prepared under my direct supervision and the statements therein are true and accurate based on my personal knowledge and belief.

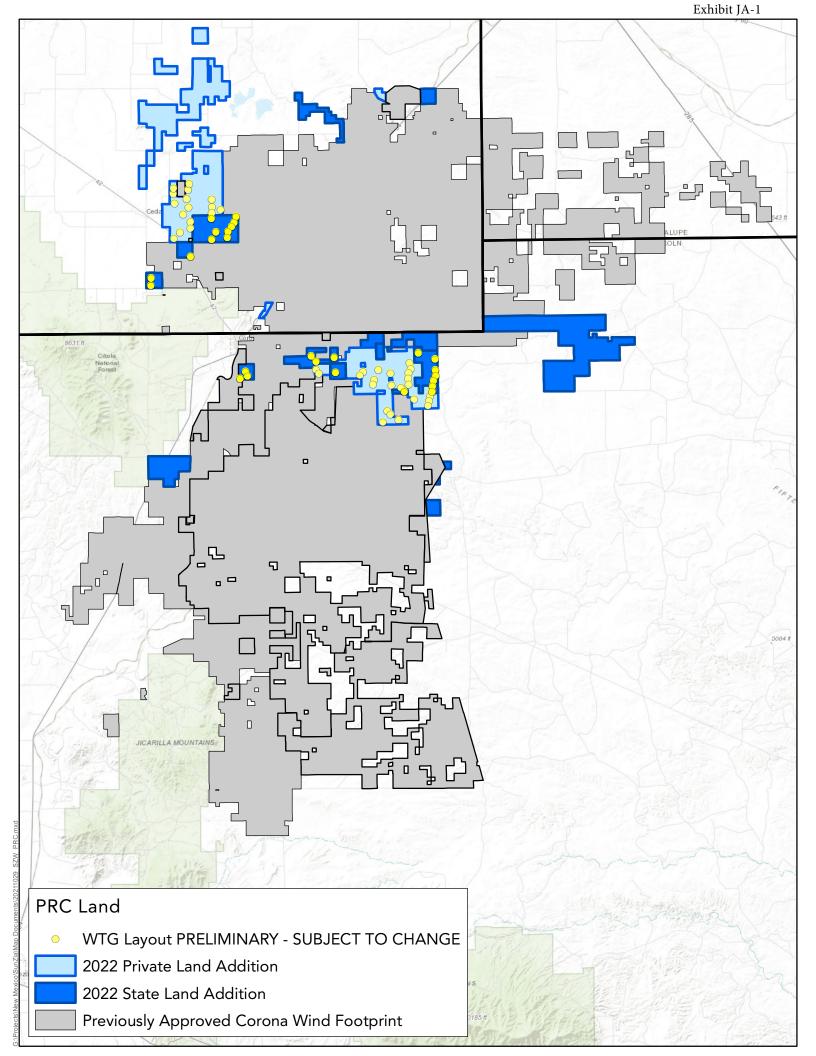
Jeremy Turner

SUBSCRIBED AND SWORN TO BEFORE ME, notary public, on this the <u>15</u> day of J_{u} ,

2022.

My Commission expires: 11/15/2024 Notary Public, State of: New Mexico Elizabeth a. Lucero

STATE OF NEW MEXICO NOTARY PUBLIC ELIZABETH A. LUCERO **COMMISSION # 1082135** COMMISSION EXPIRES 11/15/2024



BEFORE THE NEW MEXICO PUBLIC REGULATION COMMISSION

IN THE MATTER OF THE AMENDED JOINT) APPLICATION OF THE CORONA WIND) COMPANIES FOR LOCATION APPROVAL OF) THE EXPANSION OF THE CORONA WIND) PROJECT IN LINCOLN COUNTY PURSUANT TO) THE PUBLIC UTILITY ACT, NMSA 1978, §62-9-3) ANCHO WIND LLC, COWBOY MESA LLC, DURAN) MESA LLC, RED CLOUD WIND LLC, TECOLOTE) WIND LLC, VIENTO LOCO LLC,)

JOINT APPLICANTS.

Case No. 22-00___-UT

NOTICE

NOTICE is hereby given by the New Mexico Public Regulation Commission ("Commission" or "NMPRC") of the following:

1. Pursuant to NMSA 1978, §§62-9-3 and Commission Rule 17.9.592 NMAC, on July____, 2022, Ancho Wind LLC, Cowboy Mesa LLC, Gallinas Mountain Wind LLC, Mesa Canyons Wind, LLC, Pattern SC Holdings LLC, and Viento Loco LLC (collectively the "Joint Applicants") filed a Joint Application for location approval to expand the area for the wind turbines for the Corona Wind Project beyond that previously approved in NMPRC Case Nos. 17-00221-UT, 18-00065-UT and 21-00281-UT. The expanded area for wind turbines for which Commission approval is sought in this Joint Application is hereafter referred to as the "2022 Corona Generation Expansion." The Joint Applicants are not seeking to add or relocate any additional transmission facilities or right-of-way to that which was previously approved by the Commission for the Corona Wind Project.

2. The 2022 Corona Generation Expansion will not result in any additional wind turbines beyond the number estimated in prior proceedings for which the Commission has granted location approval but will expand the area in which these proposed wind turbines will be located to optimize efficiency.

3. The Commission has assigned Case No. 22-00___-UT to this Joint Application, and all correspondence, pleadings, comments, and other communications shall refer to that case number.

4. The procedural schedule established in this case is as follows:

- A. The Joint Applicants shall, at their sole expense, publish notice in a newspaper of general circulation in Lincoln and Torrance Countries on or before August __, 2022;
- B. The Commission's Utility Division Staff ("Staff") shall file a response to the Joint Application by advising the Commission on Staff's position as to the merits of the Joint Application and the need for a public hearing on the location application by _____, 2022;
- C. Any interested person may intervene in this case by filing a motion for leave to intervene pursuant to Commission Rule 1.2.2.23(A) NMAC and 1.2.2.23(B) NMAC on or before _____,2022;
- D. Staff shall, and Interveners may, file direct testimony by _____,2022;
- E. Any rebuttal testimony shall be filed on or before _____,2022;
 Any motions in limine, motions to strike testimony, and other prehearing motions shall be filed on or before _____, 2022. Responses t such motions shall be filed on or before _____, 2022;

- F. The public hearing of this matter shall be held on _____, 2022 beginning at 9:30 a.m. Mountain Time (MT) to hear and receive evidence, arguments, and any other appropriate matters relevant to this proceeding. The evidentiary hearing will continue, as necessary, on _____, 2022. Due to the ongoing COVID-19 pandemic, the evidentiary hearing shall be conducted via the Zoom videoconference platform. Access to and participation in the evidentiary hearing shall be limited to party-participants (i.e., counsel and witnesses), the Commissioners, and other essential Commission personnel. The Zoom hearing will be livestreamed through YouTube and will be displayed on the Commission's website at Persons not participating in the evidentiary https://www.nm-prc.org. hearing as an attorney or witness may view the hearing on the Commission's website and shall not join the hearing via Zoom except to provide oral comment as allowed below;
- G. Interested persons who are not affiliated with a party may make oral or written comment pursuant to Rule 1.2.2.23(F) NMAC. Oral comment shall be taken at the beginning of the public hearing in this matter on March 16, 2022 and shall be limited to 3 minutes per commenter. As part of the public hearing, public comment will be taken via the Zoom platform. Therefore, persons wishing to make an oral comment must register in advance, not later than 8:30 a.m. MT on March 16, 2022, by e-mailing Ana Kippenbrock at <u>Ana.Kippenbrock@state.nm.us</u>. Written comments may be submitted before the Commission takes final action by sending thecomment, which

shall reference NMPRC Case No. 21-00281-UT, to prc.records@state.nm.us. Public comments, whether oral or written, shall not be considered as evidence in this proceeding;

- H. Interested persons should contact the Commission at 505-690-4191 for confirmation of the hearing date, time, and place, since hearings are occasionally rescheduled or canceled if deemed not required in the discretion of the Hearing Examiner;
- I. The Commission's Rules of Procedure, § 1.2.2.1 NMAC et seq., shall apply in this case except as modified or varied by order of the Hearing Examiner or Commission. The Rules of Procedure and other NMPRC rules are available online at the New Mexico Commission of PublicRecords' State Records Center and Archives website at <u>http://www.srca.nm.gov/nmachome/nmac-titles;</u>
- J. Anyone filing pleadings, documents, or testimony in this case shall comply with the Commission's electronic filing policy, as amended from time to time. This includes filings in .pdfformat, with electronic signatures, sent to the Records Bureau's e-mail address, as set out in the Commission's procedural rules at: prc.records@state.nm.us, or another Records Bureau address asset out on the Commission's webpage, within regular business hours of the due date in order to be considered timely filed. Documents received after regular business hours will be considered as being filed the next business day. Regular business hours are from 8:00 a.m. to 5:00 p.m. MT. Parties shall serve a copy on all parties of record and Staff. All filings

shall be e-mailed by no later than 5:00 p.m. MT on the date they are filed with the Commission;

K. All filings shall be e-mailed to the Hearing Examiner on the date filed at <u>anthony.medeiros@state.nm.us</u> by no later than 5:00 p.m. MT. Such e-mailing shall include the Word or other native version of the filing (e.g., Excel or Power Point) if created in such format. Any filings not e-mailed to the Hearing Examiner in compliance with the requirements of this Order and Commission rules are subject to being summarily rejected and stricken from the recordin the Hearing Examiner's discretion.

5. In accordance with NMSA 1978, §62-9-3(K), the Commission may approve the Joint Applicants' request for location approval without formal hearing if no protest is filed within sixty (60) days after notice has been given that the Joint Application has been filed.

6. The Joint Application may be examined by an interested person at the Commission's website (http://www.nmprc.state.nm.us/), the Joint Applicants website (http://www.coronawindprojects.com) or at the offices of the Joint Applicants and the Commission at the following addresses:

The Corona Wind Companies c/o Pattern Renewables 2 LP 1088 Sansome Street San Francisco, CA 94111 New Mexico Public Regulation Commission 142 W Palace Ave # 300, Santa Fe, NM 87501

7. Pursuant to Commission Rule 17.9.592.13 NMAC, the Joint Application may also be examined by any interested person at:

Town of Estancia Public Library c/o Head Librarian 601 South Tenth Street PO Box 166 Estancia, NM 87016

Town of Carrizozo Public Library c/o Head Librarian Central Avenue (Hwy 54) Carrizozo, NM 88301

8. Any interested person may appear at the time and place of hearing and make a written or oral comment, pursuant to Commission Rule 1.2.2.23(F) NMAC without becoming an intervenor. Such comments will not be considered as evidence in this case.

9. The procedural dates and requirements provided herein are as provided in the Procedural Order issued in this case and are subject to further order of the Commission or Hearing Examiner. Any interested person should contact the Commission for confirmation of the hearing date, time and place since hearings are occasionally rescheduled.

10. Anyone filing pleadings, documents or testimony shall serve copies thereof on all parties of record and Staff and the Hearing Examiner by (1) first class mail or hand-delivery and (2) by email as provided by the Procedural Order. Copies served on the Hearing Examiner shall include an electronic version of the filing in word format. All filings shall be e-mailed on the date they are filed with the Commission. Any person whose testimony has been pre-filed will attend the hearing and submit to examination under oath.

11. The Commission's Rules of Procedure, 1.2.2 NMAC, shall apply to this case except as modified by order of the Commission or Hearing Examiner. A copy of the rules may be obtained from the offices of the Commission or at <u>www.nmprc.state.nm.us/nmcc/</u>.

12. All documents mailed to the Commission and its personnel shall be mailed to: New Mexico Public Regulation Commission, P.O. Box 1269 Santa Fe, New Mexico 87504. The

following physical address of the Commission shall be used only for special or hand-deliveries: 142 W Palace Ave # 300, Santa Fe, NM 87501.

13. ANY PERSON WITH A DISABILITY REQUIRING SPECIAL ASSISTANCE IN ORDER TO PARTICIPATE IN THIS CASE SHOULD CONTACT THE COMMISSION AT LEAST 24 HOURS PRIOR TO THE COMMENCEMENT OF THE HEARING.

ISSUED at Santa Fe, New Mexico, this _____ day of _____, 2022.

NEW MEXICO PUBLIC REGULATION COMMISSION