

Re: AQB 26-57(P), Yucca Growth Infrastructure, LLC — Project Jupiter, Air Quality Permit Application NSR 10883

Request to extend public comment and provide complete revised materials

I request that NMED extend the October 23 public-comment deadline and provide at least 30 days for public review after the complete revised application, air-dispersion modeling, proposed permit conditions, and NMED's updated technical analysis are publicly available.

The October 2 agency correspondence identified approximately a 2% increase in emissions but a doubling of modeled pollutant concentrations after more accurate facility-design information was incorporated. NMED questioned whether the original modeling assumptions were defensible and conservative. Its October 9 correspondence requested additional emissions information, stack parameters, supporting calculations, and explanations of configuration changes.

Oracle has since announced a proposed operating cap and a claimed 35% emissions reduction. The public needs the underlying calculations, revised modeling, and enforceable permit language to evaluate that proposal. A corporate announcement cannot substitute for a complete administrative record.

The currently posted October 23 comment deadline also precedes the October 26 hearing planned for New Energy Economy's motion to dismiss. Closing comments before that hearing, while material technical questions remain unresolved, would prevent the public from responding fully to developments affecting this application.

I specifically request that NMED:

1. Extend or reopen public comment for at least 30 days after all revised materials and the agency's updated analysis are available.
2. Publish the complete modeling input and output files, emissions calculations, stack and exhaust parameters, and a clear comparison identifying changes from the original application.
3. Disclose the proposed operating cap, its technical basis, and the monitoring, recordkeeping, reporting, and enforcement provisions that would make it binding.
4. Identify which pollutants, averaging periods, and receptor locations showed increased concentrations, including results relevant to nearby homes, schools, and playgrounds.
5. Provide clear public notice of the revised materials and deadline, including accessible English and Spanish notices for affected communities.
6. Address this extension request in writing before closing public comment.

The public cannot meaningfully evaluate an application while its essential assumptions and operating conditions are changing. NMED must provide a complete, reviewable proposal and sufficient time to examine it. Oracle's construction schedule must not determine how much scrutiny affected communities are allowed.

Please enter this comment and extension request into the administrative record.

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