

To: The New Mexico Environment Department & The Las Cruces City Council

Regarding: Public Opposition to Yucca Growth Infrastructure's Air Quality Permits & Project Jupiter Approval

I am submitting this formal public comment to establish the record of community opposition regarding the **\$165 billion Project Jupiter AI data center complex** in Santa Teresa. The administrative maneuvers used by the Doña Ana Board of County Commissioners and corporate actors to advance this project represent a structural failure of transparent governance and local democratic representation.

1. Violation of Democratic Process and Lack of Transparency

Our public voices have been systematically bypassed. The Doña Ana County Board of Commissioners went into a closed, executive session during pivotal contract and tax incentive deliberations for this project. This clear disregard for the public has forced the *New Mexico Foundation for Open Government (FOG)* to file formal transparency lawsuits against the county over Open Meetings Act violations. Turning a promised public town hall meeting into a highly controlled corporate open house is not community representation—it is a closed-door corporate favor.

2. Misrepresented Public Support

The claims of sweeping local approval for this project are foundationally compromised. Investigations have revealed that project canvassers approached residents in Las Cruces at gas stations and grocery stores, only to later use those names without permission on falsified support letters sent directly to state environment officials. We will not allow our names or our communities to be hijacked to rubber-stamp environmental degradation.

3. Severe Regional Environmental and Public Health Impacts

The physical threats to our high-desert home are severe. The massive scale of Project Jupiter threatens our regional water table and power grid stability. Despite recent attempts to pivot to a Bloom Energy fuel cell microgrid design, serious questions remain regarding the massive natural gas or carbon-intensive hydrogen footprints required to power this layout. Bypassing independent, neutral environmental impact reviews exposes Doña Ana County residents to hazardous particulate matter emissions and severe long-term degradation of local air quality.

Conclusion

For decades, the authority of the "administrative pen" has been used to ignore ballot outcomes, block community opposition, and keep Southern New Mexico at an environmental disadvantage. I stand with the growing coalition of local residents and state legislators demanding an immediate halt to all zoning and air permit advancements. We demand a full, independent, third-party environmental review before our finite natural resources are permanently signed away.

Respectfully submitted,

Brian D. Stamper

Resident of Doña Ana County / Las Cruces