

Brian Stamper

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

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

Regarding: Urgent Clarification and Correction of Record for Project Jupiter (Brian D. Stamper)

I am submitting an immediate amendment to the public comment I filed moments ago.

The corporate developers behind Project Jupiter intentionally structured a bureaucratic **catch-22** by naming their shell company "Yucca Growth Infrastructure LLC." This is a classic piece of corporate **trickery** engineered to mimic our local grassroots environmental group, YUCCA Action.

Even as an active community member, I was briefly **be-deviled** by this deliberate, bad-faith naming loop. But let the record show: I caught the **deception**.

I was not hoodwinked for long.

I am filing this retraction to ensure there is zero ambiguity: **I am in absolute and total opposition to the big-tech Project Jupiter data center, its corporate entities, and its air quality permits.** My voice stands firmly with the community and local environmental protectors, not the corporate polluters trying to hide behind our local names.

Please officially attach this amendment to my testimony.

Respectfully submitted,

Brian D. Stamper

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