



December 15, 2025

Permit Programs Manager  
New Mexico Environment Department  
Air Quality Bureau  
525 Camino de los Marquez, Ste. 1  
Santa Fe, NM  
87505

Via email: [james.kenney@state.nm.us](mailto:james.kenney@state.nm.us)  
[felicia.vidro@env.nm.gov](mailto:felicia.vidro@env.nm.gov)  
[Rhonda.Romero@env.nm.gov](mailto:Rhonda.Romero@env.nm.gov)  
[zachary.ogaz@env.nm.gov](mailto:zachary.ogaz@env.nm.gov)

**Re: Request for Adequate Public Notice – Acoma LLC Permit Applications**

Dear New Mexico Environment Department:

Thank you for your response to our December 12 letter, attached, expressing initial interest in Acoma, LLC's two air pollution permit applications for the following facilities related to Project Jupiter:

West Microgrid: latitude 31.82333 dec deg North and longitude -106.713056 dec deg West,  
approximately 4.1 miles southwest of Santa Teresa in Doña Ana County.

East Microgrid: latitude 31.818333 dec deg North and longitude -106.679167 dec deg West,  
Approximately 3.6 miles south of Santa Teresa in Doña Ana County.

While we appreciate that the Department intends to post Acoma, LLC's redacted applications to the NMED Website by 12/17/2025, we strongly urge notice of the complete applications be broadly disseminated, in both English and Spanish, at physical locations in the impacted communities of Sunland Park and Santa Teresa, due to the important and significant public interest in this microgrid power plant project and its associated Project Jupiter. In addition, community members often do not have reliable internet access, and many may not know to check the Department's website. Thus, we request notice of the administratively complete applications be posted, along with instructions for public participation, in English and Spanish in the following locations:



Sunland Park City Clerk's Office, Sunland Park Motor Vehicle Division, Sunland Park Public Health Office, Sunland Park Post Office, Sunland Park Library, Santa Teresa Post Office, Sunland Park Grocery, Mercedes Grocery, Carousel Convenience Store, Edgemont Park, Via Valencia Park, San Gabriel Park, and Tuscan Ridge Park.

In addition, due to the public importance of the applications, we urge NMED to do the following:

- (1) **Extend the initial thirty-day comment period an additional thirty (30) days**, in order to ensure all interested parties are given an opportunity to evaluate the air pollution permit Applications.
- (2) **Ensure a public hearing is held no earlier than 90 days after** NMED has made its analyses available for public review.
- (3) The applications **need to be publicly accessible, containing all information, modeling, and technical data necessary** for community members to meaningfully evaluate the applications and the significant adverse public health impacts posed by Project Jupiter.
- (4) The **applications must be publicly available in both English and Spanish**, as well as all notices of public hearings and decisions on the applications.
- (5) Any **public hearing must be held in Santa Teresa**, so all members of nearby communities who stand to be impacted by this Project can attend in-person and meaningfully participate in this public process.

Respectfully,

Maslyn Locke Senior Staff Attorney New Mexico Environmental Law Center P.O. Box 12931 Albuquerque, NM 87195 <a href="mailto:mlocke@nmelc.org">mlocke@nmelc.org</a>	Kacey Hovden Staff Attorney New Mexico Environmental Law Center P.O. Box 12931 Albuquerque, NM 87195 <a href="mailto:khovden@nmelc.org">khovden@nmelc.org</a>
--	---



December 12, 2025

Permit Programs Manager  
New Mexico Environment Department  
Air Quality Bureau  
525 Camino de los Marquez, Ste. 1  
Santa Fe, NM  
87505

Via email: [Rhonda.Romero@env.nm.gov](mailto:Rhonda.Romero@env.nm.gov)  
[celina.phelps@env.nm.gov](mailto:celina.phelps@env.nm.gov)  
[zachary.ogaz@env.nm.gov](mailto:zachary.ogaz@env.nm.gov)

Dear New Mexico Environment Department:

Please accept this letter expressing initial interest in two air quality permit applications and corresponding Notices of Air Quality Permit Applications published in the Las Cruces Sun News on November 14, 2025. Acoma, LLC, announced its applications to the New Mexico Environment Department for two air quality permits for the construction of two neighboring microgrid facilities:

West Microgrid: latitude 31.82333 dec deg North and longitude -106.713056 dec deg West,  
approximately 4.1 miles southwest of Santa Teresa in Doña Ana County.

East Microgrid: latitude 31.818333 dec deg North and longitude -106.679167 dec deg West,  
Approximately 3.6 miles south of Santa Teresa in Doña Ana County.

It is our understanding that, once the Department determines the applications to be administratively complete, the Department will provide notice in a newspaper of general circulation. We respectfully request that you also notify us when the Department publishes such a notice, in order to ensure the communities we work with and who are directly impacted by this Project and its anticipated emissions are aware of the complete permit applications and next steps.

As you know, this is a project of significant public interest – presenting significant risk to the public's health and welfare, and especially Santa Teresa and Sunland Park community members who live only a few miles from the proposed facilities. We trust you will ensure



information is broadly disseminated to all members of nearby communities who stand to be impacted by this project, in English and in Spanish. Public notices should be posted in public spaces in Sunland Park and Santa Teresa; local and mainstream media outlets; and any and all other locations and methods frequently used by residents. This includes but is not limited to the following locations:

Sunland Park City Clerk's Office, Sunland Park Motor Vehicle Division, Sunland Park Public Health Office, Sunland Park Post Office, Sunland Park Library, Santa Teresa Post Office, Sunland Park Grocery, Mercedes Grocery, Carousel Convenience Store, Edgemont Park, Via Valencia Park, San Gabriel Park, and Tuscan Ridge Park.

Respectfully,

Maslyn Locke  
Senior Staff Attorney  
New Mexico Environmental  
Law Center  
P.O. Box 12931  
Albuquerque, NM 87195  
[mlocke@nmelc.org](mailto:mlocke@nmelc.org)

Kacey Hovden  
Staff Attorney  
New Mexico Environmental  
Law Center  
P.O. Box 12931  
Albuquerque, NM 87195  
[khovden@nmelc.org](mailto:khovden@nmelc.org)