

BEFORE THE NEW MEXICO MINING COMMISSION

In re the Appeal of

Nº 97-01

SAN PEDRO NEIGHBORHOOD
ASSOCIATION from Permit
No. SF001RE

ORDER

THIS MATTER is before Commissioner Terry Fletcher acting as hearing officer on the July 3, 1997, Minerals and Mining Division's Motion to Reconsider. The hearing officer cannot act on the substantive portions of the motion absent a meeting of at least a quorum of the Commission. To do so would violate the New Mexico Open Meetings Act. However, the hearing officer has the authority to correct a scrivener's error in the July 1, 1997, Findings and Conclusions.

Accordingly, the hearing officer hereby ORDERS that any reference in Conclusion of Law 5 to 19 NMAC 10.2.502.D.4 should instead refer to 19 NMAC 10.2.502.D.3. The hearing officer further ORDERS that this Order shall become a part of the Findings and Conclusions for the purposes of appeal.

This Order does not otherwise alter the July 1, 1997, Findings and Conclusions or the accompanying Order, all of which remain in effect.

DATED July 25, 1997.

BY: Terry J Fletcher 7/25/97
NEW MEXICO MINING COMMISSION