

**STATE OF NEW MEXICO
NEW MEXICO MINING COMMISSION**

**IN THE MATTER OF THE
PETITION FOR REVIEW OF
MODIFICATION 23-01 TO
PERMIT NO. CA027EM SUMMA
SILVER MOGOLLON MINIMAL
IMPACT EXPLORATION PROJECT**

Case Nos. 23-01

ORDER DISMISSING PETITION

THIS MATTER came before the New Mexico Mining Commission (“Commission”) on the above-captioned petition (“Petition”) by Petitioner Mogollon Concerned Citizens (“Petitioner”), and the Commission, having held an evidentiary hearing on February 16, 2024, pursuant to its rules at 19.10.14.1429 NMAC, and being fully advised in the premises, hereby finds as follows:

1. Petitioner failed to provide any evidence that the permit modification did not comply with all applicable New Mexico laws and rules.
2. Notwithstanding the forgoing lack of evidence by Petitioner, a preponderance of the evidence reflects that the permit modification complied with all applicable New Mexico laws and rules.

Based on the forgoing, and pursuant to 19.10.14.1442 NMAC, the Commission holds that Petition should be dismissed and the permit modification upheld.

SO ORDERED.

**STATE OF NEW MEXICO
MINING COMMISSION**

DocuSigned by:
By: Greg Bloom 2/20/2024
GREGORY BLOOM, CHAIR

CERTIFICATE OF SERVICE

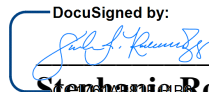
I hereby certify that on **February 20, 2024**, a true and correct copy of the foregoing order was electronically mailed to:

Stanley E. King
865 Bursum Road
Mogollon, NM 88039
kingstanley67@gmail.com
Representative for Petitioner

Stuart Butzier, Esq.
Modrall Law Firm
500 Fourth Street, NW
Albuquerque, NM 87102
sbutzier@modall.com
Attorney for Summa Silver

Gabriel Wade
State of New Mexico
Mining and Minerals Division
1220 S St. Francis Drive
Santa Fe, NM 87505
gabriel.wade@emnrd.nm.gov
Attorney for Mining and Minerals Division

DocuSigned by:



2/20/2024

Stephanie Rodriguez
Commission Administrator