

GALLEGOS LAW FIRM

A Professional Corporation

460 St. Michael's Drive
Building 300
Santa Fe, New Mexico 87505
Telephone No. 505-983-6686
Telefax No. 505-986-1367
Telefax No. 505-986-0741

May 29, 1996
(Our File No. 96-1.72)

*DL
CDE AL 11528*

MICHAEL J. CONDON

VIA TELECOPY

Thomas W. Kellahin
Kellahin & Kellahin
Post Office Box 2265
Santa Fe, New Mexico 87504-2265

Re: Pending OCD Hearings, OCD Case Nos. 11542, 11528 and 11529

Dear Tom:

This will confirm our phone conversation and agreement to vacate the pending OCD hearings on the above-referenced applications in order to give our clients an opportunity to explore settlement possibilities which might resolve all disputes which form the basis of those applications. As I understand it, you will vacate the Seymour hearing scheduled for May 30, 1996. By copy of this letter, I am notifying NMOCD of our request that the Special Examiner Hearing in Case No. 11528, scheduled for June 5 and 6, 1996, be vacated. Additionally, I have agreed that, assuming settlement negotiations are still ongoing or if settlement is achieved prior to June 13, 1996, I will vacate the hearing in Case No. 11529 which I continued from the May 30 docket to June 13. We will reschedule the hearings in the future if that becomes necessary, or dismiss them if settlement is reached.

Thank you for your cooperation in this regard. If you have any questions, or need any additional information, please feel free to contact me.

Very truly yours,

GALLEGOS LAW FIRM, P.C.

By

Michael J. Condon
MICHAEL J. CONDON

MJC:sa

cc: William J. LeMay (hand-delivered)
Michael Stogner (hand-delivered)
Rand Carroll (hand-delivered)
David Catanach (hand-delivered)
fx: William F. Carr
Doyle Hartman
Carolyn Sebastian
ioc: J.E. Gallegos