

GTHT - 001

**BUREAU OF LAND
MANAGEMENT
(BLM)**

2 of 2



United States Department of the Interior

BUREAU OF LAND MANAGEMENT
Las Cruces District Office
1800 Marquess Street
Las Cruces, New Mexico 88005
www.blm.gov/nm



In Reply Refer To:
NMNM 034790
3260 (L0310)

AUG 12 2013

CERTIFIED--RETURN RECEIPT REQUESTED
7006 0810 0003 4674 5094

DECISION

Lightning Dock Geothermal H1-01, LLC :
c/o Mr. David Janney : NMNM 034790
8519 Jefferson, NE :
Albuquerque, NM 87113 :

Sundry Notice Approved

The Bureau of Land Management, Las Cruces District Office has completed review of your sundry notice, received July 10, 2013 for the Geothermal Drilling Permit for the well 55-7. This sundry is approved subject to the general standards defined in 43 CFR §3260.11 and the enclosed Conditions of Approval.

If you contend that this decision is incorrect and that you are adversely affected by this decision, you may appeal this decision directly to the Interior Board of Land Appeals, Office of the Secretary, in accordance with the regulations contained in 43 CFR, Part 4 and the enclosed Form 1842-1. If an appeal is taken, your notice of appeal must be filed in this office (at the above address) within 30 days from receipt of this decision. The appellant has the burden of showing that the decision appealed from is in error.

If you decide to file a petition (pursuant to regulation 43 CFR 4.21 (58 FR 4939, January 19, 1993) (request) for a stay (suspension) of the effectiveness of this decision during the time that your appeal is being reviewed by the Board, the petition for a stay must accompany your notice of appeal. A petition for a stay is required to show sufficient justification based on the standards listed below. Copies of the notice of appeal and petition for a stay must also be submitted to each party named in this decision and to the Interior Board of Land Appeals and to the appropriate Office of the Solicitor (see 43 CFR 4.413) at the same time the original documents are filed with this office. If you request a stay, you have the burden of proof to demonstrate that a stay should be granted.

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Standards for Obtaining a Stay

Except as otherwise provided by law or other pertinent regulation, a petition for a stay of a decision pending appeal shall show sufficient justification based on the following standards:

- 1) The relative harm to the parties if the stay is granted or denied,
- 2) The likelihood of the appellant's success on the merits,
- 3) The likelihood of immediate and irreparable harm if the stay is not granted, and
- 4) Whether the public interest favors granting the stay.



Bill Childress
District Manager

2 Enclosures

cc:

✓ Mr. Carl Chavez
Mr. Randy Dade