

## OCC Hearing Exhibit 47

**From:** [Davidson, Florene, EMNRD](#)  
**To:** [Salvidrez, Marlene, EMNRD](#)  
**Subject:** FW: [EXT] Produced Water modification case July 29, 2020  
**Date:** Thursday, July 30, 2020 12:50:18 PM

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21281

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**From:** Lynn Allen <[lynnkallen@gmail.com](mailto:lynnkallen@gmail.com)>  
**Sent:** Thursday, July 30, 2020 10:41 AM  
**To:** Davidson, Florene, EMNRD <[florene.davidson@state.nm.us](mailto:florene.davidson@state.nm.us)>; [jnichols@wildearthguardians.org](mailto:jnichols@wildearthguardians.org);  
[jbrower@wildearthguardians.org](mailto:jbrower@wildearthguardians.org); [mariel@seedsbeneaththesnow.com](mailto:mariel@seedsbeneaththesnow.com)  
**Subject:** [EXT] Produced Water modification case July 29, 2020

I am submitting my written comments on the proposed changes to the Produced Water case. I support, thank and am grateful to Wild Earth Guardians and to New Energy Economy for their clear and thorough response to this case.

Although I tried many times, I was not able to access the proceedings as listed for the online web meeting, or by phone on July 29, 2020.

My comments are:

[lynnkallen@gmail.com](mailto:lynnkallen@gmail.com)

505-316-1216 voice /text

NM Resident for over Quarter Century

To: [florene.davidson@state.nm.us](mailto:florene.davidson@state.nm.us)

Commission Clerk, Florence Davidson  
3 rd Floor Wendell Chino Building  
1220 South St Francis Drive, SF, NM 87505

July 30, 2020

Electronic Comment on Proposed Modifications

Case No. 21281 OCD to amend commissions rules for **PRODUCED WATER**  
**in 19.1532.7.2 NMAC**

**Statewide**

- I am grateful to Wild Earth Guardians and New Energy Economy for their work and specifically for their thorough presentation and analysis of the potential impact of this “change in terminology”.

- Excellent points and revelations of the failures of the commission to adhere to the rules and to the MEMORANDUM OF UNDERSTANDING entered into by the NM Environment Department and Regents of the New Mexico State University. (MOU No. 667 1220 0003).

And Specifically to disregarding those agreements, existing laws and science and existing Environmental evidence of harm to both the general public and to New Mexican Citizens concerning known harmful chemicals and radiation in water contaminated by Fracking.

- I am appalled that you are considering allowing these known dangerous Hazardous Waste water to be applied to My State and Federal Roads and to Federal, State and private land endangering people, water, and all life for potentially Thousands of Years - and without notifying anyone or labeling any of the sites or transportation vehicles. Knowing that there will be substantial and continuing exposure to anyone using or near to the roads and adjacent land contaminated by indiscriminate and perpetual spraying.
- Renaming this Hazardous Waste as “Produced Water” is an insult and lame attempt to obfuscate the known dangers. There is existing proven scientific and health data of the carcinogenic nature of this Hazardous Oil & Gas Polluted water. This disregard of existing evidence exposes each signer of the Memorandum of Understanding to personal liability - see # 11 B. Any person, group, or organization that signs this MOU shall comply with the following federal statutes: .... Section 13 of the Federal Water Pollution Control Act Amendments of 1972....
- And I, as a long resident and citizen, I am willing to test my standing in court to hold each of you personally liable for your gross failure on my behalf and of the MOU and other legal liabilities.

Passing this will result in problems similar to the ones that created our ongoing and troubling

SUPER FUND CONTAMINATION SITES, and lots of other well remembered contamination problems such as Love Canal, Flint Michigan Water Contamination, and too many more.

I am really tired of paying for malfeasance.

We are all in this together.  
actions are seen.

We all live on this 1 Planet.

Your

Do you think that spraying Toxic Hazardous known contaminants onto our roads and land will not affect you?

Where is Planet B?