

**STATE OF NEW MEXICO
OIL CONSERVATION COMMISSION**

**APPLICATION OF CK DISPOSAL, LLC
FOR A PERMIT TO OPERATE A COMMERCIAL
SURFACE WASTE MANAGEMENT FACILITY
IN LEA COUNTY, NEW MEXICO**

**CASE NO. 15617
ORDER NO. R-14254**

ORDER SCHEDULING HEARING

CK Disposal, LLC applied with the Oil Conservation Division (Division) for a commercial surface waste management facility permit in Lea County, New Mexico. On October 13, 2016, the Division issued its tentative decision to grant the permit with conditions pursuant to 19.15.36.9(D) NMAC. On October 25, 2016, CK Disposal, LLC published notice of the Division's tentative decision pursuant to 19.15.36.9(E) NMAC, and on October 26, 2016 CK Disposal mailed notice by certified mail to the parties requesting notification of applications generally, or of the particular application including persons who had filed comments on the CK Disposal, LLC application during the initial public comment period, pursuant to 19.15.36.9(E)(2) NMAC.

On November 22, 2016, Louisiana Energy Services, LLC, d/b/a URENCO USA, which operates a uranium enrichment facility to the north of CK Disposal, LLC's proposed commercial surface waste management facility, filed a request for hearing pursuant to 19.15.36.10(A) NMAC. In addition, several legislators requested that the Oil Conservation Commission schedule a hearing.

Pursuant to 19.15.36.10(A)(2) NMAC, the Division Director may schedule a hearing if he determines that there is significant public interest in the application. The Division Director finds that there is significant public interest in CK Disposal, LLC's application for a commercial surface waste management facility permit.

Pursuant to NMSA 1978, Section 70-2-6(B) and 19.15.4.20(B) NMAC, a hearing may be held before the Oil Conservation Commission if the Division Director, in his discretion, determines that the Oil Conservation Commission shall hear the matter. The Division Director has determined that the Oil Conservation Commission shall hear this matter.

IT IS THEREFORE ORDERED THAT:

1. A hearing shall be held regarding CK Disposal, LLC's application for a commercial surface waste management facility permit.
2. The hearing shall be held before the Oil Conservation Commission.

3. The hearing shall be held in Eunice, New Mexico beginning at 9:00 a.m. on January 9, 2017 and may continue on January 10 and 11, 2017.
4. The hearing shall be conducted according to 19.15.4 NMAC, including the deadlines provided by 19.15.4.10 NMAC regarding entry of appearance, 19.15.4.11 NMAC regarding intervention, and 19.15.4.13 NMAC regarding submittal of pre-hearing statements and exhibits.

Done at Santa Fe, New Mexico on this 13th day of December, 2016.



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OIL CONSERVATION COMMISSION

David R. Catanach

DAVID R. CATANACH, Chair