

IN THE SUPREME COURT OF THE STATE OF NEW MEXICO

August 23, 2026

NO. S-1-SC-41579

NEW ENERGY ECONOMY,

Petitioner,

v.

THE SECRETARY OF THE ENVIRONMENT,
JAMES KENNEY, AND HIS DESIGNEE,
JOHN RHODERICK, NEW MEXICO
ENVIRONMENT DEPARTMENT, HEARING
OFFICER, MAX SHEPHERD,

Respondents.

REGARDING: THE APPLICATION OF
YUCCA GROWTH INFRASTRUCTURE, LLC
FOR AN AIR QUALITY PERMIT NO. 10883
AOB 26-57

ORDER

WHEREAS, this matter came on for consideration by the Court upon
emergency request for stay of proceedings pending a determination on verified
petition for writ of mandamus, and the Court having considered the foregoing and
being sufficiently advised, Chief Justice Julie J. Vargas, Justice Michael E. Vigil,
Justice C. Shannon Bacon, Justice David K. Thomson, and Justice Briana H.
Zamora concurring;

1 NOW, THEREFORE, IT IS ORDERED that the request to stay the
2 underlying administrative proceeding is GRANTED, and the underlying
3 administrative proceeding is hereby STAYED until further order of this Court;

4 IT IS FURTHER ORDERED that a response shall be timely if filed on or
5 before September 2, 2026;

6 IT IS FURTHER ORDERED that no reply shall be filed unless ordered by
7 the Court.

8 IT IS SO ORDERED.



WITNESS, the Honorable Julie J. Vargas, Chief
Justice of the Supreme Court of the State of New
Mexico, and the seal of said Court this 23rd day of
October, 2026.

Elizabeth A. Garcia, Clerk of Court
Supreme Court of New Mexico

I CERTIFY AND ATTEST.
A true copy was served on all parties
or their counsel of record on date filed.

Lynette Romero Cardenas
Chief Deputy Clerk of the Supreme Court
of the State of New Mexico

By *Lynette Romero Cardenas*
Chief Deputy Clerk of Court