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ENTERED

STATE OF NEW MEXICO  
FIRST JUDICIAL DISTRICT COURT  
SANTA FE COUNTY

FILED  
FIRST JUDICIAL  
DISTRICT COURT

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2009 JUN -5 PM 1:05

NEW MEXICO ENVIRONMENT DEPARTMENT,

Plaintiff-Counter Defendant,

vs.

No. D0101 CV 20070 2626

CITIZEN ACTION NEW MEXICO,  
a New Mexico Organization,

Defendant - Counter Plaintiff,

NEW MEXICO ATTORNEY GENERAL,

Intervener.

**ORDER GRANTING DEFENDANT'S MOTION FOR AWARD OF ATTORNEY'S FEES**

This Court, having heard the arguments of the parties and being fully advised in the matter, finds that good cause exists for an award of reasonable attorney's fees to Defendant, pursuant to the New Mexico Inspection of Public Records Act, NMSA § 14-2-1, *et seq.*, in the amount of \$21,350.42 and \$1,441.15 in gross receipts taxes for a total of \$22,791.57. Plaintiff, NMED, is hereby ordered to pay \$22,791.57 to Defendant, Citizen Action New Mexico. This Order and Judgment is subject to the automatic stay to which the State is entitled pursuant to NMSA 1978, § 39-3-23 and Rule 1-062(E) pending appeal..

Daniel Sanchez  
Daniel Sanchez, District Court Judge

Submitted by:

Nancy L. Simmons  
Nancy L, Simmons, Esq.

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JH

Approved:

*Approved via e-mail 5/26/09*

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Tannis Fox, Esq.  
Attorney for NMED

*Approved*

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Scott Fuqua, Esq.  
New Mexico Attorney General's Office