

ENTERED

TO: DAVID COBRAN HWB NMED

FROM: Victor Blair

DATE: 11/1/2016

NOV - 1 2016

RE: TRIASSIC PARK

MESSAGE: PLEASE ENTER INTO  
THE ADMINISTRATIVE RECORD  
OF TRIASSIC PARK WASTE DUMP  
AS A COMMENT

To: David Cobrain, Program Manager  
Hazardous Waste Bureau  
New Mexico Environment Department  
2905 Rodeo Park Drive East, Building 1  
Santa Fe, New Mexico, 87505-6303

November 1, 2016

Dear Mr. Cobrain,

Hello. My name is Victor Blair. I used to live in an area impacted by Triassic Park; I still have many friends and loved ones who live in the area. I just learned about the current permitting process, and I'd like to make some comments and make some requests. Please enter this correspondence into the Administrative Record for the Triassic Park waste dump as a comment.

I'd like to request that you indefinitely suspend the current permitting process until the problems with the Administrative Record can be fixed. The Administrative Record is a shambles and it appears to have been maliciously and willfully tampered with. Indeed, as Deborah Reade has documented, certain documents in the Record have disappeared and reappeared on multiple occasions.

The Administrative Record, former Triassic Park program director Steve Pullen (now in another capacity with the New Mexico Environment Department), the applicants, and their former lobbyist now convicted (of participating in a public corruption scam) felon all have their memories of my involvement in the public participation process of a decade and a half ago. I shudder to consider the reflections of the aforementioned – other than the Record - would make upon mention of me.

The Administrative Record is not the place for a proliferation of pugilistic prose. As such, be it duly noted that, upon my recent, leisurely and cursory inspection of the Administrative Record in October, 2016 I have discovered a number of troubling items. The Administrative Record for Triassic Park has been tampered with. Numerous documents are missing. I shall be forwarding a physical copy of a sworn affidavit attesting to these issues directly. You may also expect copies of the same affidavit with a note of explanation to be sent to other interested parties.

With the notable problems of public corruption in the news as a backdrop, it appears as if this kind of abuse is Standard Operating Procedure with any government position.

Enabled, encouraged, led and protected by state officials tasked with safeguarding the environment and people of the great State of New Mexico, the applicants lied to the public about their intent to turn their project into a nuclear waste dump. The applicants (and their state employed helpers) cheated the public out of the opportunity to learn the true nature of the project. The applicants, with those same taxpayer funded partners, also stole from the public the chance to have input into the true nature and intent of the project. Therefore, any reasonable individual cannot help but conclude that the applicants, and their state employee collaborators, are lying, cheating, thieving, sons of women who could never be proud of such actions, believing naively that no mother would ever raise her offspring to aspire to such acts.

Despite holding a position in state government that may have a prerequisite disposition towards disingenuous behavior, I am granting you unearned deference and integrity because I do not know you, Mr. Cobrain. I truly hope that you don't engage the process with same moral turpitude as was on display here [https://hwbdocuments.env.nm.gov/Triassic%20Park%20Disposal%20Facility/2001-04-16 Agreeing to Arrange Public Meeting.pdf](https://hwbdocuments.env.nm.gov/Triassic%20Park%20Disposal%20Facility/2001-04-16%20Agreeing%20to%20Arrange%20Public%20Meeting.pdf)

In paragraph number 1, Mr. Pullen tells the applicant that it is ok to violate federal and state laws. He thoughtfully takes time to note which statutes he is authorizing the applicants to ignore and violate.

I ask you, not rhetorically, how is that acceptable? Is that acceptable behavior for you? Is that acceptable behavior for state employees afforded the public trust?

The New Mexico Environment Department has spent years helping GMI to get to this point. NMED has, according to the Record, extended deadlines many times for the applicant. With the negative impacts of another nuclear waste dump casting a foreboding shadow over New Mexico's coming generations, please honor this request to fix the myriad problems with the Administrative Record before going forward with the process. Also, lastly please honor this request to conduct an open and transparent public participation process with the applicants' true intent to open a privately owned nuclear waste dump in New Mexico.

Very truly yours,

A handwritten signature in cursive script, appearing to read "Victor Blair".

Victor Blair

AFFIDAVIT

State of North Carolina, County of Caldwell.

My name is Victor Blair. I am 57 years old and my address is 5815 Petra Mill Rd. Granite Falls, North Carolina.

I hereby state that the following information is true, to the best of my knowledge. I also confirm that the information contained in this affidavit is both accurate and complete, and relevant information has not been omitted.

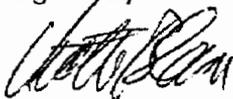
1. I attended an information meeting held in the cafeteria of the Hagerman NM public school system on October 25, 2001. This meeting was set up specifically to receive public comment on the proposed Triassic Park waste dump from community members who were not able to be adequately informed about the permit before the public hearing began.
2. After the main part of the public hearing for the Triassic Park waste dump was over and just days previous to discovery of an internal New Mexico Environment Department memo referring to a future potential permit modification for receiving nuclear waste by the applicants for the Triassic Park waste dump, the applicants testified under oath that no discussion of the applicant's intent to dispose of radioactive waste had ever taken place.
3. Just days before the discovery of that internal memo, the applicant's lobbyist –later convicted of participating in public corruption scam – and the NMED testified that the applicant had no intention of disposing of radioactive waste at the proposed site.
4. Steve Pullen, along with the applicants, had long denied GMI's intent to include nuclear waste.
5. However, Steve Pullen's hand-written initials are next to his name on the so-called "radioactive memo", clearly demonstrating his years old knowledge of GMI's intent to dispose of nuclear waste at the proposed site.
6. This memo, downloaded and printed from the NMED website, is attached as Exhibit A.
7. Before the October 25, 2001 meeting in the Hagerman (NM) School District hosted by Mr. Pullen, I made 100 copies of the memo and brought them to the meeting.
8. Before the meeting was called to order by Mr. Pullen, I gave a copy of the memo to each individual in attendance. I also quickly told each individual about the

relationship between the memo, Mr. Pullen, and the sworn testimony of the applicants just days before.

9. The stated purpose of the meeting was to collect written public comment. There were a few dozen people in attendance. I recall specifically that Paul Bloechl, vice-president (at the time) of the Fambrough Mutual Domestic Water Users Association was in attendance.
10. Also in attendance were Jaime Chavez of Albuquerque and Frank Sanchez of Roswell. The three of us stood in the back of the crowd, waiting to document the reaction of Mr. Pullen when he realized that his disingenuous statements about his knowledge of the applicants' intent to dispose of radioactive waste had been exposed.
11. Catherine Montano from Las Vegas, NM was also in attendance. From a position to the left of where I was standing, she filmed the meeting.
12. Spanish translation service employees were in attendance as well. They operated to my right and were seated. It appeared as if only one family needed their services.
13. All the attendees were asked to make written comments to be entered into the Administrative Record. Someone produced a stapler, and it appeared to me as if each of the dozens of written comments from the dozens of meeting attendees had the "nuke memo" attached.
14. Steve Pullen circulated an attendance sheet for entry into the Administrative Record. It appeared as if everyone signed it.
15. **The attendance sheet for the October 25, 2001 meeting is missing from the Record. Each of the written comments with the "Radioactive Memo" attached to it is missing from the Record.**
16. I witnessed Mr. Chavez, Mr. Sanchez, Mr. Bloechl and Ms. Montano all use the "Nuke Memo" in their comments turned in at the meeting.
17. I personally wrote a snarky note detailing the Environment Department's deviation into disingenuous diatribe with regard to the issue of the applicants' intent to dispose of radioactive waste at Triassic Park and the Environment Department's knowledge of this fact. I attached the memo to my comments and handed them in during the meeting.
18. Steve Pullen was caught lying in front of the dozens of attendees for the October 25, 2001 meeting. He said that he had never seen any such memo, and that he had never initialed any such memo. Mr. Paul Bloechl then provided Mr. Pullen with his comments and with the "nuke memo" attached. Mr. Pullen realized that his lie had been exposed in writing and in front of dozens of witnesses. He immediately looked towards me with an angry scowl, correctly figuring me for the source of his exposure.

- 19. There were two batches of written comments collected from the evening. All of the written comments that were produced and collected from the evening are missing. It appeared to me that all of them had the "nuke memo" attached and made reference to the Environment Department's deceit. The second batch of comments from that evening were hand delivered with a note attached. The note was dated and it had listed each individual's name who contributed a written comment.
- 20. An individual unknown to me, but connected to Jimi Gadzia, delivered dozens of additional letters to the October 25, 2001 in question. Each of these letters (about 80) spoke against the permitting of Triassic Park.
- 21. The Administrative Record attributes these 80 or so comments to a meeting on October 15, 2001. The "October 15, 2001 meeting" entry into the Administrative Record is clearly marked at the top that these comments were hand delivered to NMED on October 25, 2001.
- 22. In 2007 when I reviewed the Record I found one copy of the "radioactive memo" among the 80 or so hand delivered comments. All the comments with the internal memo attached to the individual comments were already missing from the Record at that time. However, there was a single copy (no doubt a copy that I made prior to the meeting and handed out to all of the attendees) of the "radioactive memo" that appeared, mixed with the hand delivered comments from that evening. That single copy, which should have been entered into the Record from that evening, has now disappeared from the Record.
- 23. There is also the problem of a missing business plan. In a letter to Steve Pullen dated September 21, 2001, I ask Mr. Pullen for the business plan from the applicants. The point was that no business man would attempt to open a hazardous waste dump because no return on investment could be made. A nuclear waste dump, on the other hand, could be very lucrative. Mr. Pullen made reference to a business plan, and an update for it. But the business plan never materialized, perhaps because it was linked to the mysterious disappearing and reappearing "nuke memo".

Signed by



Victor Blair

This document was signed before me by Victor Blair on November 1, 2016.

notary public: Sherrie L Reece  
Commission expires: 5/19/2018

