

BEFORE THE NEW MEXICO PUBLIC REGULATORY COMMISSION

IN THE MATTER OF MELODY RANCH)
WATER COMPANY LLC'S WATER SYSTEM) Docket No. 25-00054-UT
BREAKDOWN AND DISRUPTION OF)
SERVICE)

**MELODY RANCH WATER COMPANY'S RESPONSE
REGARDING WELL ASSESSMENT**

Melody Ranch respectfully responds that it is not reasonably possible to identify and obtain meaningful cost and scheduling information from at least three reputable service providers within the brief period allowed by the Order. There are a limited number of qualified well professionals serving the greater East Mountain area, and their availability is presently constrained by the extreme drought conditions and the substantial number of area wells experiencing declining production or running dry. As a result, qualified providers are experiencing significant demand and are unable to inspect the well or provide reliable estimates concerning the cost and timeline necessary to ascertain its level and overall condition within the time provided.

Melody Ranch further notes that, according to Staff's Status Report filed August 13, 2026, the Moriarty City Council has voted unanimously in favor of EMWT's acquisition of Melody Ranch, EMWT is now prepared to move forward with the acquisition and transfer process, and Staff anticipates requesting an expedited transfer and abandonment process. In light of these developments, assessment of the well and coordination with qualified service providers would be more appropriately undertaken by EMWT as the prospective acquiring utility, particularly because EMWT will be responsible for evaluating the system's condition and determining the work necessary for its future operation.

Accordingly, Melody Ranch respectfully requests that the Hearing Examiner excuse the requirement that it identify three potential service providers and provide corresponding cost and timeline information by August 14, 2026. Alternatively, Melody Ranch requests a reasonable extension of time and permission to supplement this response as information becomes available, or that the required assessment be coordinated by Staff and EMWT in connection with the anticipated acquisition and transfer process.

Respectfully submitted,

DOMENICI LAW FIRM, PC

/s/ Pete V. Domenici, Jr., Esq.

Pete V. Domenici, Jr., Esq.

Attorney for Melody Ranch Water Company, LLC

Post Office Box 4295

Albuquerque, New Mexico 87196-4295

Telephone: (505) 883-6250

Facsimile: (505) 884-3424

Email: pdomenici@domenicilaw.com

CERTIFICATE OF SERVICE

I **CERTIFY** that on this date I served via email a true and correct copy of the *Melody Ranch's Response Regarding Well Assessment* to the following:

John Kreienkamp John.Kreienkamp@prc.nm.gov

Patrick Schaefer, Hearing Examiner Patrick.Schaefer@prc.nm.gov

Cholla Khoury Cholla.Khoury@prc.nm.gov

Ana Kippenbrock Paralegal Ana.Kippenbrock@prc.nm.gov

Gabriel Aguilera Gabriel.aguilera@prc.nm.gov

Bruce Sanchez bruce.san102@gmail.com

Kai Fillion Kai.Fillion@prc.nm.gov

Pete V. Domenici, Jr. pdomenici@domenicilaw.com

Tracey PADILLA echoandmelody@gmail.com

Timothy Martinez Timothy.Martinez@prc.nm.gov

LaurieAnn Santillanes LaurieAnn.Santillanes@prc.nm.gov

Roy McClellan rougespear@comcast.net

Gabriella Dasheno Gabriella.Dasheno@prc.nm.gov

Scott Cameron Scott.Cameron@prc.nm.gov

Ed Rilkoff ed.rilkoff@prc.nm.gov

KATHLEEN B. SMITH ECHOANDMELODY@GMAIL.COM

Elizabeth Ramirez Elizabeth.Ramirez@prc.nm.gov

Greg Nibert Greg.nibert@prc.nm.gov

Patrick O'Connell pat.oconnell@prc.nm.gov

Martinez Randy Alejandro.martinez@prc.nm.gov

Orland Whitney Orland.whitney@prc.nm.gov

McLee Kerolle Mclee.Kerolle@prc.nm.gov

Melissa Threet mthreet@domenicilaw.com

Jacqueline Ortiz Jackie.Ortiz@prc.nm.gov

Tracy Padilla echoandmelody@gmail.com

ALYSSA HERRERA-WALDROUP alyssa.herrera-waldroup@prc.nm.gov

ana kippenbrock ana.kippenbrock@prc.nm.gov

john bogatko john.bogatko@prc.nm.gov

john kreienkamp john.kreienkamp@prc.nm.gov

KATHLEEN B. SMITH ECHOANDMELODY@GMAIL.COM

orland whitney orland.whitney@prc.nm.gov

peggy martinez peggy.martinez-rael@prc.nm.gov

timothy martinez timothy.martinez@prc.nm.gov

DATED this 14th day of August 2026.

/s/ Pete V. Domenici, Jr.

Pete V. Domenici, Jr.