

1.2.3.10 DISCLOSURE REQUIRED:

A commissioner, hearing examiner, or advisory staff member who receives, makes, or knowingly causes to be made a communication prohibited by this rule shall disclose it to all parties and give other parties an opportunity to respond. The person to whom the prohibited communication was made shall:

- A.** disclose the prohibited communication by filing a copy of a written communication or a summary of an oral communication in the record of the proceeding within five (5) calendar days of the communication; and
- B.** serve the disclosure on all parties to the proceeding in accordance with Subsection C of **17.1.2.10** NMAC, except in proceedings involving numerous parties where the commission or hearing examiner determines that disclosure by publication would better serve administrative economy.

[**1.2.3.10** NMAC - N, 7-15-04]

