

1 **IN THE SUPREME COURT OF THE STATE OF NEW MEXICO**

2 **November 10, 2025**

3 **NO. S-1-SC-40980**

4 **MARIO ATENCIO; PAUL AND MARY**
5 **ANN ATENCIO; DANIEL TSO; SAMUEL SAGE;**
6 **CHEYENNE ANTONIO; KENDRA PINTO;**
7 **JULIA BERNAL; JONATHAN ALONZO;**
8 **PASTOR DAVID ROGERS; YOUTH UNITED**
9 **FOR CLIMATE CRISIS ACTION (YUCCA);**
10 **PUEBLO ACTION ALLIANCE; INDIGENOUS**
11 **LIFEWAYS; CENTER FOR BIOLOGICAL**
12 **DIVERSITY; and WILDEARTH GUARDIANS,**

13 Plaintiffs-Petitioners,

14 v.

15 **STATE OF NEW MEXICO; NEW MEXICO**
16 **LEGISLATURE; GOVERNOR MICHELLE**
17 **LUJAN GRISHAM; NEW MEXICO**
18 **ENVIRONMENT DEPARTMENT; SECRETARY**
19 **JAMES KENNEY, in his official capacity; ENERGY,**
20 **MINERALS & NATURAL RESOURCES**
21 **DEPARTMENT; SECRETARY DESIGNATE**
22 **MELANIE A. KENDERDINE, in her official capacity;**
23 **ENVIRONMENT IMPROVEMENT BOARD; and**
24 **the OIL CONSERVATION COMMISSION,**

25 Defendants-Respondents,

26 and

27 **INDEPENDENT PETROLEUM ASSOCIATION**
28 **OF NEW MEXICO, and**

NEW MEXICO CHAMBER OF COMMERCE,

Intervenors/Defendants-Respondents.

ORDER

WHEREAS, this matter came on for consideration by the Court upon petition for writ of certiorari, responses thereto, and reply filed pursuant to Rule 12-502 NMRA, and the Court having considered the foregoing and being sufficiently advised, Chief Justice David K. Thomson, Justice Michael E. Vigil, Justice C. Shannon Bacon, Justice Julie J. Vargas, and Justice Briana H. Zamora concurring;

NOW, THEREFORE, IT IS ORDERED that the petition is GRANTED and a writ of certiorari shall issue to the New Mexico Court of Appeals; and

IT IS FURTHER ORDERED that the petition is GRANTED on all questions as presented in the petition, and a subsequent order shall be entered setting forth instructions regarding a briefing schedule, if any.

IT IS SO ORDERED.



WITNESS, the Honorable David K. Thomson, Chief Justice of the Supreme Court of the State of New Mexico, and the seal of said Court this 10th day of November, 2025.

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

By

Keister R. Edwards

I CERTIFY AND ATTEST:
A true copy was served on all parties
or their counsel of record on date filed.
Kristen Edwards
Deputy Clerk of the Supreme Court
of the State of New Mexico