

New Mexico Department of Agriculture
Pesticides Rulemaking Hearing

Moderated by Les Owen, Deputy Director
Thursday, August 6, 2026
9:00 a.m.

Central New Mexico Community College Workforce
Training Center
5600 Eagle Rock Avenue Northeast
Albuquerque, NM 87113

Reported by: James Cogswell

JOB NO: 8264010

A P P E A R A N C E S

List of Attendees:

Les Owen, Deputy Director, New Mexico Department of
Agriculture

Ryan Hiles, Assistant Division Director, New Mexico
Department of Agriculture

Steve Baca, Assistant Division Director, New Mexico
Department of Agriculture

Tim Darden, New Mexico Department of Agriculture

Nathan Abrahamson, New Mexico Department of
Agriculture

Maria Rocha-Hall, New Mexico Department of Agriculture

Candie Sweetser, New Mexico Department of Agriculture

Alan Feuer, Attendee

Kyleigh Serna, Attendee

Dixie Mussaw, Attendee

Chris Benavidez, Attendee

John Crowley, Attendee

Bradley Lewis, New Mexico Department of Agriculture

P R O C E E D I N G S

MR. OWEN: We're ready? Okay. Good morning. At this time, we will start the hearing that addresses the proposed repeal and replacement of the following rules: Japanese Beetle Exterior Quarantine, 21.27.27 of the New Mexico Administrative Code. Control of Wood Destroying Pest, 21.17.51 of the New Mexico Administrative Code.

Continuing Education Units for Pesticide Applicators, 21.17.53 of the New Mexico Administrative Code. Restricted-Use Pesticides, 21.17.56 of the New Mexico Administrative Code. And M-44 Capsules and the Livestock Protection Collar, 21.17.57 of the New Mexico Administrative Code.

Additionally, this hearing will address the proposed amendments to the Pesticides Rule 21.17.50 of the New Mexico Administrative Code. My name is Les Owen. I am the deputy director for New Mexico Department of Agriculture. Today, I will be officiating this hearing.

Please make sure that you have signed in for the record and that your cell phone is off or silenced. Thank you. Copies of the proposed rules and procedural steps were made available as you walked in. The day and date is Thursday, August 6th, and the

1 time is approximately 9:05 a.m.

2 This hearing is being held in person at
3 the CNM Workforce Training Center located at
4 5600 Eagle Rock Avenue, Albuquerque, New Mexico. This
5 is the published date, time, and location for this
6 hearing.

7 In accordance to state law, public
8 notices for this hearing were published as follows:
9 The New Mexico Register, published June 23, 2026, Las
10 Cruces Sun-News, June 23, 2026, The Santa Fe New
11 Mexican, June 23, 2026, in English and Spanish, and
12 the Albuquerque Journal, June 23, 2026.

13 Notices were also posted at the New
14 Mexico Department of Agriculture's website and the New
15 Mexico Sunshine Portal and made available at New
16 Mexico Department of Agriculture's main office in Las
17 Cruces.

18 Additionally, notifications were sent
19 to the New Mexico Economic Development's Small
20 Business Regulatory Advisory Commission for comment
21 and to Legislative Counsel Service. Copies of the
22 proposed replacement rules and amended rule were made
23 available on New Mexico Department of Agriculture's
24 website.

25 Written comments will be accepted until

1 5 p.m., August 6, 2026, and can be submitted through
2 New Mexico Department of Agriculture's webpage or
3 dropped off at the main Las Cruces office. Following
4 a summary of major points within each proposed six
5 rules, the public will be provided with an opportunity
6 to present testimony.

7 Testimony should be relevant to the
8 proposed rules or amendments. The first of six rules
9 addressed in this hearing is the proposed repeal and
10 replacement of the Japanese Beetle Exterior Quarantine
11 Rule. Mr. Hiles will now provide a summary of
12 proposed primary points included in the rule.

13 MR. HILES: Good morning. I am Ryan
14 Hiles, an assistant division director with the New
15 Mexico Department of Agriculture.

16 The Japanese Beetle Exterior Quarantine
17 Rule 21.17.27 of the New Mexico Administrative Code
18 was promulgated under the authority of the Pest
19 Control Act 76.6.1 of New Mexico statutes to address
20 risks associated with importing Japanese beetle into
21 New Mexico through the importation of plant nursery
22 stock.

23 Extensive proposed amendments to the
24 Japanese Beetle Exterior Quarantine Rule necessitated
25 the repeal and replacement of the existing rule.

1 Major points addressed include: additional definitions
2 for clarification purposes.

3 Requirements for nurseries exporting
4 plants to New Mexico to comply with the restrictions
5 outlined in New Mexico Department of Agriculture
6 issued compliance agreement. Expansion of quarantined
7 areas to include all U.S. States and specific Canadian
8 provinces.

9 Requirements for smaller pots
10 containing non-gramineous nursery stock to be treated
11 prior to export to New Mexico. And provide states a
12 pathway to include multiple nurseries to be covered
13 under one compliance agreement.

14 MR. OWEN: Thank you, Mr. Hiles.

15 As of August 6, 2026, New Mexico
16 Department of Agriculture has received one written
17 comment. We will now open the floor for comments
18 directed at the proposed Japanese Beetle Exterior
19 Quarantine. Please raise your hand and wait until I
20 call on you. Begin your comment by stating your name
21 and affiliation for the record.

22 Your comments should be limited to the
23 contents of the proposed rule. At this time, I will
24 begin accepting comments. We have a microphone up
25 here for anybody that would like to comment.

1 Yes, sir. If you'll please just come
2 up to this microphone so that we can capture it.

3 MR. CROWLEY: Thank you for listening.
4 Am I on? Okay. Thank you for listening. I'm John
5 Crowley, and I'm a sales rep for Monrovia Growers.
6 You -- I know this is a little heavy-handed as any
7 agriculture department or any government entity is.
8 You can't, like, say, "Oh, you get a by."

9 But as I've expressed in emails to the
10 NMDA, it's hard to prove that ghosts don't exist.
11 Monrovia Growers and many other growers have areas
12 that are clean. And the way the rules or regulations
13 are proposed, it's almost like go out there and trap.

14 And we don't want -- we really don't
15 want to trap because it -- the traps you have us using
16 in Oregon -- they do have us using those in Oregon
17 already. That's a requirement. And we're compliant
18 with that. That's easily done. That Oregon nursery
19 is in an agricultural area. It isn't in a residential
20 area. So that's easily done.

21 The -- none of us here, nobody in this
22 room wants to bring Japanese beetles in. But the
23 gramineous plants that you're requiring, those are
24 basically woody landscape ornamentals. I can think
25 of, like, pampus grass, maiden grass. And I can't

1 understand.

2 Maybe that's the USDA recommendation
3 instead of -- and NMDA is just using that or -- or
4 piggybacking with that. I don't know. But gramineous
5 plants, I don't understand how that can be. I
6 understand turf and then we're getting into
7 gramineous, bluegrass, Kentucky Bluegrass. I get
8 that.

9 But when it comes to woody ornamentals,
10 which are a lot of ornamental grasses, you're really
11 cutting down on a plant that people use here as a
12 standalone, looks great in the gravel, not a heavy
13 water user, drought tolerant, looks great. So I think
14 that we -- I'd like to see us revisit that.

15 Also, the size container, you had
16 mentioned be treated in there, some plants being
17 treated. I don't know what that all entails, whether
18 you're going to require us to start treating them
19 with, like, Talstar or something prior to shipping.
20 That's a little scary because you don't want to hit it
21 with a chemical.

22 Then put it on the back of the truck,
23 seal the door, and let it ride for six days with no
24 sunshine. Then open it up and see what you got. You
25 can understand that. So please work with us on that

1 and let us know. We're spending a lot of money up in
2 Oregon to treat for them. We don't have any Japanese
3 beetles up there.

4 We're -- I see the traps when I'm up
5 there. So I think that if it's a clean nursery, a
6 little less heavy-handed on the container size. You
7 know, let's -- let's look at those. And I -- I think
8 that might be a piggyback again with the USDA. Am I
9 correct; Ryan?

10 MR. HILES: So for clean nurseries,
11 that's going to -- the options in the proposed rule
12 allow for clean nurseries to be excluded from the
13 treatment requirements if need be.

14 MR. CROWLEY: Ah. Okay.

15 MR. HILES: So that's going to be --

16 MR. CROWLEY: I see. That -- yeah.

17 MR. HILES: Yes.

18 MR. CROWLEY: That was -- that was
19 unclear. Thank you for the clarification there.

20 MR. HILES: No problem.

21 MR. CROWLEY: But it does seem a --
22 it's cutting back on a lot of the income of these
23 garden centers that are running clean operations, just
24 like Monrovia, you know, Osuna, Plant World. These
25 places that are, you know, not Bob's cheap shop and

1 not -- the mass merchants are the ones that scare me
2 the most.

3 So I'd really like some kind of -- you
4 know, I saw it in California there aren't any bugs,
5 but that's the only place I can ship my ornamental
6 grasses from now. You've nixed me out of Oregon, you
7 nixed me out of Georgia. But the only place I can
8 ship them is California.

9 Now with this, you're going to nix me
10 out of -- out of California next September 27th, I
11 think -- or September of '27. It gets to the point,
12 it's like, good golly. If you knew how much you cut
13 my income by knocking me out of 15 and 10 gallon crape
14 myrtles out of Georgia, you would be -- it -- it
15 wouldn't -- anyway, it wasn't fun. It's not pleasant.

16 So I really -- we don't want Japanese
17 beetle, but we feel it's a little heavy-handed from
18 the New Mexico Department of Agriculture. Thank you.

19 MR. OWEN: Thank you.

20 Is there anyone else wishing to
21 comment?

22 Seeing none, I will close the public
23 oral comment period for the proposed Japanese Beetle
24 Exterior Quarantine Rule. Written comments will be
25 accepted until 5 p.m., August 6, 2026, and can be

1 submitted through New Mexico Department of
2 Agriculture's webpage or dropped off at the main Las
3 Cruces office.

4 All public comments will be presented
5 to the Secretary Director of New Mexico Department of
6 Agriculture, Mr. Jeff Witte, and will be submitted for
7 consideration to the New Mexico State University Board
8 of Regents.

9 Submitted comments and either a
10 transcript of today's hearing and/or the recording
11 will be available from New Mexico Department of
12 Agriculture's website. The second rule to be
13 addressed during this hearing is the proposed repeal
14 and replacement of the Control of Wood Destroying
15 Pests Rule.

16 Mr. Baca will present a summary of
17 major points contained in this proposed replacement
18 rule.

19 MR. BACA: Good morning. I am Steve
20 Baca, an assistant division director with the New
21 Mexico Department of Agriculture.

22 The Control of Wood Destroying Pests,
23 Rule 21.17.51 of the New Mexico Administrative Code
24 was promulgated under the authority of the Pesticide
25 Control Act, 76.4.1-39 of New Mexico statutes to

1 address regulatory requirements related to pesticide
2 applicators involved in the control of wood-destroying
3 pests.

4 Although proposed amendments to the
5 existing Control of Wood Destroying Pest Rules are
6 few, format updates necessitated the repeal and
7 replacement of the existing rule. Major points
8 addressed in the proposed rule include: update noting
9 that not all termiticides are restricted use products.

10 Alignment of terms with those used in
11 the Pesticide Control Act. And clarification of
12 license types that require supervision while applying
13 insecticides.

14 MR. OWEN: Thank you, Mr. Baca.

15 As of August 6, 2026, New Mexico
16 Department of Agriculture has received one written
17 comment. We will now open the floor for comments
18 directed at the proposed Control of Wood Destroying
19 Pests Rule. Please raise your hand and wait until I
20 call on you. Begin your comment by stating your name
21 and affiliation for the record.

22 Your comments should be limited to the
23 contents of the proposed rule. At this time, I will
24 begin accepting comments. Is there anyone else
25 wishing to comment?

1 Seeing none, I will close the public
2 oral comment period for the proposed Wood Destroying
3 Pests Rule. Written comments will be accepted until 5
4 p.m., August 6, 2026, and can be submitted through New
5 Mexico Department of Agriculture's webpage or dropped
6 off at the main Las Cruces office.

7 All public comments will be presented
8 to the Secretary Director of New Mexico Department of
9 Agriculture, Mr. Jeff Witte, and will be submitted for
10 consideration to the New Mexico State University Board
11 of Regents.

12 Submitted comments and either a
13 transcript of today's hearing and/or the recording
14 will be available from New Mexico Department of
15 Agriculture's website. The third rule addressed in
16 this hearing is the proposed repeal and replacement of
17 the Continuing Education Units for Pesticide
18 Applicators Rule.

19 Mr. Baca will present a summary of
20 major points contained in the proposed replacement
21 rule.

22 MR. BACA: I am Steve Baca, an
23 assistant division director with the New Mexico
24 Department of Agriculture.

25 The Continuing Education Units for

1 Pesticide Applicators Rule 21.17.53 of the New Mexico
2 Administrative Code was promulgated under the
3 authority of the Pesticide Control Act, 76.4.1-39 of
4 New Mexico statutes to address Environmental
5 Protection Agency required updates relevant to
6 Continuing Education Requirements for Pesticide
7 Applicators.

8 Extensive proposed changes and format
9 updates necessitated a repeal and replacement process
10 for this rule. Major points proposed in the
11 replacement rule include: definition updates,
12 clarification of continuing education units approval
13 process, addition of Environmental Protection Agency
14 mandated recertification requirements.

15 And addition of new environmental
16 protection agency pesticide applicator categories.

17 MR. OWEN: Thank you, Mr. Baca.

18 As of August 6, 2026, New Mexico
19 Department of Agriculture has received no written
20 comments. We'll now open the floor for comments
21 directed at the proposed Continuing Education Units
22 for Pesticide Applicators Rule. Please raise your
23 hand and wait until I call on you.

24 Begin your comments by stating your
25 name and affiliation for the record. Your comments

1 should be limited to the contents of the proposed
2 rule. At this time, I will begin accepting comments.

3 Yes, sir.

4 MR. FEUER: Good morning. My name is
5 Alan Feuer. I am a certified applicator in the State
6 of New Mexico, license number 61155.

7 Did you get all that?

8 THE REPORTER: Yeah.

9 MR. FEUER: It's good enough?

10 I've held licensure in the state of New
11 Mexico since 1989. I'm licensed in the Categories 7A,
12 B, C, D, 3A, and 3B, six categories. I come up here
13 today to speak in complete and total favor of the
14 upgrade to the testing and certifications and
15 recertification rules. This is far overdue.

16 It has been unfair for decades that
17 only one category in our entire licensure
18 circumstances required any sort of continuing
19 education for operator servicemen. And this rectifies
20 quite a bit of that. So thank you for the changes
21 that have been made.

22 MR. OWEN: Thank you.

23 Is there anyone else wishing to
24 comment?

25 Seeing none, I will close the public

1 oral comment period for the proposed Continuing
2 Education Units for Pesticide Applicators Rule.
3 Written comments will be accepted until 5 p.m.,
4 August 6, 2026, and can be submitted through New
5 Mexico Department of Agriculture's webpage or dropped
6 off at the main Las Cruces office.

7 All public comments will be presented
8 to the Secretary Director of New Mexico Department of
9 Agriculture, Mr. Jeff Witte, and will be submitted for
10 consideration to the New Mexico State University Board
11 of Regents.

12 Submitted comments and either a
13 transcript of today's hearing and/or the recording
14 will be available from New Mexico Department of
15 Agriculture's website. The fourth rule addressed in
16 this hearing is the proposed repeal and replacement of
17 the Restricted-Use Pesticides Rule.

18 Mr. Baca will present a summary of
19 major points contained in the proposed replacement
20 rule.

21 MR. BACA: I am Steve Baca, an
22 assistant division director with the New Mexico
23 Department of Agriculture.

24 The Restricted-Use Pesticides Rule
25 21.17.56 of the New Mexico Administrative Code was

1 promulgated under the authority of the Pesticide
2 Control Act 76.4.1-39 of New Mexico statutes to
3 address regulations relevant to the purchase, sale,
4 use, and record retention of Restricted Use
5 Pesticides.

6 Although proposed amendments to the
7 existing Restricted-Use Pesticides Rule are few,
8 format updates necessitated the repeal and replacement
9 of the current rule. The major point addressed in the
10 proposed rule is a revision of pesticide records
11 requirements to ensure compliance with Environmental
12 Protection Agency mandates.

13 MR. OWEN: Thank you, Mr. Baca.

14 As of August 6, 2026, New Mexico
15 Department of Agriculture has received no written
16 comments. We will now open the floor for comments
17 directed at the proposed Restricted-Use Pesticides
18 Rule. Please raise your hand and wait until I call on
19 you.

20 Begin your comment by stating your name
21 and affiliation for the record. Your comments should
22 be limited to the contents of the proposed rule. At
23 this time, I will begin accepting comments. Is there
24 anyone wishing to comment?

25 Seeing none, I will close the public

1 oral comment period for the proposed Restricted-Use
2 Pesticide Rule. Written comments will be accepted
3 until 5 p.m., August 6, 2026, and can be submitted
4 through New Mexico Department of Agriculture's webpage
5 or dropped off at the main Las Cruces office.

6 All public comments will be presented
7 to the Secretary Director of New Mexico Department of
8 Agriculture, Mr. Jeff Witte, and will be submitted for
9 consideration to the New Mexico State University Board
10 of Regents.

11 Submitted comments and either a
12 transcript of today's hearing and/or the recording
13 will be available from New Mexico Department of
14 Agriculture's website. The fifth rule addressed in
15 this hearing is the proposed repeal and replacement of
16 the M-44 and Livestock Protection Collar Rule.

17 Mr. Baca will present a summary of
18 major points contained in the proposed replacement
19 rule.

20 MR. BACA: I am Steve Baca, an
21 assistant division director with the New Mexico
22 Department of Agriculture.

23 The M-44 and the Livestock Protection
24 Collar Rule 21.17.57 of the New Mexico Administrative
25 Code was promulgated under the authority of the

1 Pesticide Control Act 76.4.1-39 of New Mexico statutes
2 to address regulations relevant to the purchase, sale,
3 use, accident reporting, and record retention of M-44s
4 and Livestock Protection Collars.

5 Although proposed amendments to the
6 existing M-44 and the Livestock Protection Collar Rule
7 are few, the format updates necessitated the repeal
8 and replacement of the existing rule.

9 Major points proposed in the
10 replacement rule include: clarification of prospective
11 licensee qualifications, updating of records
12 requirements, and harmonization of rule language with
13 product labels.

14 MR. OWEN: Thank you, Mr. Baca.

15 As of August 6, 2026, New Mexico
16 Department of Agriculture has received no written
17 comments. We will now open the floor for comments
18 directed at the proposed M-44 and Livestock Protection
19 Collar Rule. Please raise your hand and wait until I
20 call on you. Begin your comment by stating your name
21 and affiliation for the record.

22 Your comments should be limited to the
23 contents of the proposed rule. At this time, I will
24 begin accepting comments. Is there anyone wishing to
25 comment?

1 Seeing none, I will close the public
2 oral comment period for the proposed M-44 and
3 Livestock Protection Collar Rule. Written comments
4 will be accepted until 5 p.m., August 6, 2026, and can
5 be submitted through New Mexico Department of
6 Agriculture's webpage or dropped off at the main Las
7 Cruces office.

8 All public comments will be presented
9 to the Secretary Director of New Mexico Department of
10 Agriculture, Mr. Jeff Witte, and will be submitted for
11 consideration to the New Mexico State University Board
12 of Regents.

13 Submitted comments and either a
14 transcript of today's hearing and/or the recording
15 will be available from New Mexico Department of
16 Agriculture's website. The last rule addressed in
17 this hearing are proposed amendments to the Pesticides
18 Rule. Mr. Baca will present a summary of major points
19 contained in the proposed rule amendments.

20 MR. BACA: I am Steve Baca, an
21 assistant division director with New Mexico Department
22 of Agriculture.

23 The Pesticides Rule 21.17.50 of the New
24 Mexico Administrative Code was promulgated under the
25 authority of the Pesticide Control Act, 76.4.1-39 of

1 New Mexico statutes to address regulations relevant to
2 the sale of pesticides, purchase, use, licensing, and
3 record requirements by commercial pesticide
4 applicators and individuals using restricted use
5 pesticides.

6 And identifying pesticide applicator
7 licensing categories. The majority of proposed
8 amendments to the Pesticide Rule are Environmental
9 Protection Agency mandated updates.

10 These updates include: changes in
11 examination requirements, record requirement
12 enhancements, new pesticide applicator categories, and
13 minimum age establishment for applicators.

14 Additionally, proposed amendments
15 include: general language cleanup, increase in minimal
16 insurance requirements, definition updates, and
17 clarification to operator's training permits.

18 MR. OWEN: Thank you, Mr. Baca.

19 As of August 6, 2026, New Mexico
20 Department of Agriculture has received one written
21 comment. We will now open the floor for comments
22 directed at the proposed Pesticide Rule. Please raise
23 your hand and wait until I call on you. Begin your
24 comment by stating your name and affiliation for the
25 record.

1 Your comments should be limited to the
2 contents of the proposed rule. At this time, I will
3 begin accepting comments.

4 Yes, sir.

5 MR. FEUER: Thank you. My name is Alan
6 Feuer. I'm a commercial applicator, license number
7 61155, in six categories in the state of New Mexico.
8 I rise to explain -- or to state my support for these
9 changes.

10 MR. OWEN: Thank you.

11 Is there anyone else wishing to
12 comment?

13 Seeing none, I will close the public
14 oral comment period for the proposed amendments to the
15 Pesticides Rule. Written comments will be accepted
16 until 5 p.m., August 6, 2026, and can be submitted
17 through New Mexico Department of Agriculture's webpage
18 or dropped off at the main Las Cruces office.

19 All public comments will be presented
20 to the Secretary Director of New Mexico Department of
21 Agriculture, Mr. Jeff Witte, and will be submitted for
22 consideration to the New Mexico State University Board
23 of Regents.

24 Submitted comments and either a
25 transcript of today's hearing and/or the recording

1 will be available from New Mexico Department of
2 Agriculture's website.

3 The time is 9:23 a.m. I will now close
4 this public hearing that addressed amendments to or
5 the repeal and replacement of six New Mexico
6 Department of Agriculture pesticide or plant pest
7 related rules. Thank you.

8 (Whereupon, the meeting concluded at
9 9:23 a.m.)

CERTIFICATE

I, JAMES COGSWELL, the officer before whom the foregoing proceedings were taken, do hereby certify that any witness(es) in the foregoing proceedings, prior to testifying, were duly sworn; that the proceedings were recorded by me and thereafter reduced to typewriting by a qualified transcriptionist; that said digital audio recording of said proceedings are a true and accurate record to the best of my knowledge, skills, and ability; that I am neither counsel for, related to, nor employed by any of the parties to the action in which this was taken; and, further, that I am not a relative or employee of any counsel or attorney employed by the parties hereto, nor financially or otherwise interested in the outcome of this action.

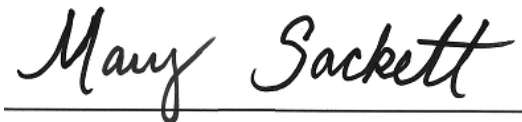


JAMES COGSWELL

Notary Public in and for the
State of New Mexico

CERTIFICATE OF TRANSCRIBER

I, MARY SACKETT, do hereby certify that this transcript was prepared from the digital audio recording of the foregoing proceeding, that said transcript is a true and accurate record of the proceedings to the best of my knowledge, skills, and ability; that I am neither counsel for, related to, nor employed by any of the parties to the action in which this was taken; and, further, that I am not a relative or employee of any counsel or attorney employed by the parties hereto, nor financially or otherwise interested in the outcome of this action.

A handwritten signature in cursive script that reads "Mary Sackett". The signature is written in black ink and is positioned above a horizontal line.

MARY SACKETT

[10 - agricultural]

1	3a 15:12	8	addition 14:13
10 10:13	3b 15:12	8264010 1:20	14:15
15 10:13	4	87113 1:13	additional 6:1
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2	18:23 19:6,18	9:00 1:7	3:15 4:18
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[agriculture - certify]

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New Mexico Rules of Civil Procedure for the
District Courts

Article 5, Rule 1-030

(e) Review by Witness; Changes; Signing.

If requested by the deponent or a party before completion of the deposition, the deponent shall have thirty (30) days after being notified by the officer that the transcript or recording is available in which to review the transcript or recording and, if there are changes in form or substance, to sign a statement reciting such changes and the reasons given by the deponent for making them. The officer shall indicate in the certificate prescribed by Subparagraph (1) of Paragraph F of this rule whether any review was requested and, if so, shall append any changes made by the deponent during the period allowed.

DISCLAIMER: THE FOREGOING CIVIL PROCEDURE RULES
ARE PROVIDED FOR INFORMATIONAL PURPOSES ONLY.
THE ABOVE RULES ARE CURRENT AS OF APRIL 1,
2019. PLEASE REFER TO THE APPLICABLE STATE RULES
OF CIVIL PROCEDURE FOR UP-TO-DATE INFORMATION.

VERITEXT LEGAL SOLUTIONS

COMPANY CERTIFICATE AND DISCLOSURE STATEMENT

Veritext Legal Solutions represents that the foregoing transcript is a true, correct and complete transcript of the colloquies, questions and answers as submitted by the court reporter. Veritext Legal Solutions further represents that the attached exhibits, if any, are true, correct and complete documents as submitted by the court reporter and/or attorneys in relation to this deposition and that the documents were processed in accordance with our litigation support and production standards.

Veritext Legal Solutions is committed to maintaining the confidentiality of client and witness information, in accordance with the regulations promulgated under the Health Insurance Portability and Accountability Act (HIPAA), as amended with respect to protected health information and the Gramm-Leach-Bliley Act, as amended, with respect to Personally Identifiable Information (PII). Physical transcripts and exhibits are managed under strict facility and personnel access controls. Electronic files of documents are stored

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