Congress of the United States
Washington, DC 20510

February 12, 2014

Mr. Larry Durham
President
Pacer Energy Marketing
P.O. Box 4470
Tulsa, Oklahoma 74159

Dear Mr. Durham:

We have heard from a number of our constituents regarding Pacer Energy Marketing's plans to undertake new operation in Lamy, New Mexico, loading tanker trucks of crude oil onto rail cars for shipping. We write to request additional information regarding this proposed project.

Pacer Energy is aware of the very strongly held concerns about the environmental and safety questions raised by many community residents. In particular there are concerns about the noise and dust from high levels of truck traffic, the potential for spills and accidents in transit and during the loading of rail cars, the risk to the community water supplies served by nearby community wells, and the limits to local emergency response capabilities.

We believe accurate and detailed information regarding the scope of your proposal should be shared with our constituents and local officials as soon as possible. New Mexicans deserve to have clear information about a proposal that will have a significant impact on their community. We are working with state and local officials to fully understand the relevant and applicable permits, laws, and regulations involved with this project. It would be helpful to us if you would make available the following information:

- An overview of this proposed project;
- An outline of what infrastructure changes or investments are planned as part of this project;
- A list and explanation of what federal, state, and local permits will be necessary to pursue this project;
- A list of what federal, state, and local permits or authorizations have been obtained or applied for at this time, and from which authorities;
- A list, including citations, for all applicable federal statutes and regulations which the project will need to comply with to protect and ensure the safety of the community's air, water, and residents;
- The proposed timeline for any construction and permitting activities for this project;
- A description of any community benefits that you believe are relevant for this project, such as jobs created, estimated state and local tax revenue generated, or other community contributions.

We would also be willing to assist you in working with state and local officials to help identify possible alternative sites for a new loading facility. Should you have any questions, please do not hesitate to contact our staff, Sabrina De Santiago with Senator Udall at (202) 224-6621, Dan Alpert with Senator Heinrich at (202) 224-5521, and Pam Garcia with Representative Lujan at (202) 225-6190.

Sincerely,

Tom Udall
U.S. Senator

Martin Heinrich
U.S. Senator

Ben Ray Lujan
U.S. Representative