

STATE OF NEW MEXICO
ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT
OIL CONSERVATION DIVISION

IN THE MATTER OF THE HEARING CALLED
BY THE OIL CONSERVATION DIVISION FOR
THE PURPOSE OF CONSIDERING:

CASE NOS. 20763 &
20764

APPLICATION OF OXY USA FOR
COMPULSORY POOLING, EDDY COUNTY,
NEW MEXICO:

REPORTER'S TRANSCRIPT OF PROCEEDINGS

EXAMINER HEARING

October 17, 2019

Santa Fe, New Mexico

BEFORE: LEONARD LOWE, HEARING EXAMINER
PHILLIP GOETZE, EXAMINER
DEAN MCCLURE, EXAMINER
BILL BRANCARD, LEGAL EXAMINER

ALSO PRESENT: Marlene Salvidrez

This matter came on for hearing before the New Mexico Oil Conservation Division, Leonard Lowe, Chief Examiner; Phillip Goetze, Technical Examiner; and Dean McClure, Examiner, on Thursday, October 17, 2019, at the New Mexico Energy, Minerals and Natural Resources Department, Wendell Chino Building, 1220 South St. Francis Drive, Porter Hall, Room 102, Santa Fe, New Mexico.

Reported by: Belen A. Soto, CSR, RMR
New Mexico CCR#106
Paul Baca Professional Court Reporters
500 4th Street, Northwest, Suite 105
Albuquerque, New Mexico 87102
(505)843-9241

1 APPEARANCES

2 FOR THE APPLICANT OXY USA, INC.:

3 MS. KAITLYN A. LUCK, ESQ.
 4 110 North Guadalupe, Suite 1
 5 Santa Fe, New Mexico 87501
 (505)954-7286
 kaluck@hollandhart.com

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8 I N D E X

9 PAGE

10 Case Number 20763 Called 3

11 Case Presented by Affidavit 3

12 Proceedings Conclude 4

13 Certificate of Court Reporter 5

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17 EXHIBITS OFFERED AND ADMITTED

18 OXY USA, Inc. Exhibit E 4

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1 (Commenced at 8:34 a.m.)

2 EXAMINER LOWE: We will continue on to
3 Number 73 on the docket, which is Case Number 20763, OXY
4 USA for compulsory pooling.

5 Call for appearance.

6 MS. KAITLYN LUCK: Kaitlyn Luck from the
7 Santa Fe office of Holland & Hart.

8 And this case was continued from the
9 September 4th docket for purposes of providing notice to
10 one unlocatable owner. And so in these packets I'm
11 providing our affidavit of location showing that we
12 published notice to that additional unlocatable
13 interest.

14 EXAMINER LOWE: We're also going to
15 consolidate Case Number 20764 with this case. Is that
16 okay?

17 MS. KAITLYN LUCK: Yes. And it's the same
18 party that needs to be provided notice for both of those
19 cases. So, in the packet is a affidavit of publication.
20 So, with that, we ask that both of these cases be taken
21 under advisement now that notice has been perfected on
22 all individuals.

23 EXAMINER LOWE: Okay.

24 EXAMINER GOETZE: Would you like to enter
25 this as an exhibit?

1 MS. KAITLYN LUCK: Yes. And I'd move the
2 admission of Exhibit E into the record.

3 EXAMINER LOWE: We will accept Exhibit E
4 into the record for Cases Number 20763 and 20764. And
5 we'll be taking these cases under advisement.

6 (Exhibit E, moved into evidence.)

7 MS. KAITLYN LUCK: Thank you.

8 (Concluded at 8:36 a.m.)

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1 STATE OF NEW MEXICO
2 COUNTY OF BERNALILLO

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4 CERTIFICATE OF COURT REPORTER

5 I, BELEN A. SOTO, New Mexico Certified Court
6 Reporter No. 106, and Registered Merit Reporter, do hereby
7 certify that I reported the following proceedings in
8 stenographic shorthand and that the foregoing pages are a
9 true and correct transcript of those proceedings that were
10 reduced to printed form by me to the best of my ability.

11 I FURTHER CERTIFY that the Reporter's Record of
12 the Proceedings truly and accurately reflects the exhibits,
13 if any, offered by the respective parties.

14 I FURTHER CERTIFY that I am neither employed by
15 nor related to any of the parties or attorneys in this case
16 and that I have no interest in the final disposition of this
17 case.

18 DATED THIS 31st day of October, 2019.

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BELEN A.SOTO, CSR, RMR
Certified Court Reporter
New Mexico CCR No. 106
Date of CCR Expiration: 12/31/2019
Paul Baca Professional Court Reporters