

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

**APPLICATIONS OF FRANKLIN MOUNTAIN ENERGY 3, LLC FOR
COMPULSORY POOLING AND NOTICE OF OVERLAPPING SPACING UNIT,
LEA COUNTY, NEW MEXICO**

**Case Nos. 23833 23834
23835 23836 23837 23838
23839 23840**

**APPLICATIONS OF MRC PERMIAN COMPANY FOR COMPULSORY
POOLING, LEA COUNTY, NEW MEXICO**

**Case Nos. 23885 23886
23887 23888**

**APPLICATIONS OF MRC PERMIAN COMPANY FOR APPROVAL OF AN
OVERLAPPING HORIZONTAL WELL SPACING UNIT AND COMPULSORY
POOLING, LEA COUNTY, NEW MEXICO**

**Case Nos. 23961 23962
23963 23964**

JOINT MOTION TO AMEND PRE-HEARING ORDER

MRC Permian Company ("MRC") and Franklin Mountain Energy 3, LLC ("Franklin") move to amend the Pre-Hearing Order currently in place for these cases which sets these matters for a contested hearing on December 7, 2023, and request that the above captioned applications, and any amended applications, be set for a contested hearing on January 4, 2023 or the first available docket thereafter. In support of this motion, the parties state:

1. Under the Amended Prehearing Order issued by the Division, these matters are set to be heard at the Division's December 7, 2023, docket.
2. In preparing for the hearing in these matters, counsel has discovered certain deficiencies in some, but not all, of the applications and legal notices.

3. The parties have conferred and have agreed to evaluate their respective applications and file any amended applications on or before December 5, 2023, such that any amended applications will be ripe for hearing on January 4, 2023.

4. The parties would notify the Division of the amended case numbers so that the pre-hearing order could be amended to include the amended case numbers and remove any dismissed cases numbers.

WHEREFORE, the parties respectfully requests that the Division amend the prehearing order setting these matters for a contested hearing on December 7, 2023, and requests that the above captioned applications, and any amended applications, be set for a contested hearing on January 4, 2023 or the first available docket thereafter.

Respectfully submitted,

HOLLAND & HART LLP



Michael H. Feldewert
Adam G. Rankin
Paula M. Vance
Post Office Box 2208
Santa Fe, New Mexico 87504-2208
(505) 988-4421
(505) 983-6043 Facsimile
mfeldewert@hollandhart.com
agrarkin@hollandhart.com
pmvance@hollandhart.com

**ATTORNEYS FOR MATADOR PRODUCTION
COMPANY**

MODRALL, SPERLING, ROEHL, HARRIS
& SISK, P.A.

By: /s/Deana M. Bennett

Deana M. Bennett

Earl E. DeBrine

Yarithza Peña

Post Office Box 2168

500 Fourth Street NW, Suite 1000

Albuquerque, New Mexico 87103-2168

**ATTORNEYS FOR FRANKLIN MOUNTAIN ENERGY
3, LLC**

CERTIFICATE OF SERVICE

I hereby certify that on November 29, 2023, I served a copy of the foregoing document to the following counsel of record via Electronic Mail to:

Dana S. Hardy
Jaclyn M. McLean
HINKLE SHANOR LLP
P.O. Box 2068
Santa Fe, NM 87504-2068
(505) 982-4554
(505) 982-8623 FAX
dhardy@hinklelawfirm.com
jmclean@hinklelawfirm.com

***Attorneys for Armstrong Energy Corporation and
Slash Exploration LP***

Elizabeth Ryan
ConocoPhillips
1048 Paseo de Peralta
Santa Fe, New Mexico 87501
(505) 780-8000
Beth.Ryan@concophillips.com

Attorney for COG Operating, LLC



Michael H. Feldewert