

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

**APPLICATION OF EMPIRE NEW MEXICO LLC
TO REVOKE THE INJECTION AUTHORITY GRANTED
UNDER ADMINISTRATIVE ORDER SWD-1750
FOR THE P 15 #001 WELL OPERATED BY
OWL SWD OPERATING, LLC,
LEA COUNTY, NEW MEXICO**

**CASE NO.: 24432
ORDER NO.: R-24046**

**ORDER GRANTING EMPIRE NEW MEXICO LLC'S
RENEWED MOTION TO DISMISS APPLICATION**

THIS MATTER comes before the Division on the Renewed Motion to Dismiss filed by Empire New Mexico LLC (“Empire”) on October 10, 2025, seeking dismissal of its application to revoke injection authority granted under Administrative Order SWD-1750 for the P 15 #001 Well operated by OWL SWD Operating, LLC (“OWL”).

The Division, having reviewed the renewed motion, the procedural record, and the response filed by Goodnight Midstream Permian, LLC, **FINDS:**

1. Empire filed the above-captioned application on April 2, 2024, contemporaneously with similar applications concerning wells operated by Rice Operating Company and Permian Line Service, LLC (Case Nos. 24433-24439).
2. By Order dated June 26, 2024, the Division stayed proceedings in Case Nos. 24432-24439 pending resolution of related proceedings before the Oil Conservation Commission involving Empire and Goodnight Midstream Permian, LLC (“Goodnight”).
3. On December 9, 2024, the Division lifted the stay and dismissed the Rice matters (Cases 24433-24439) without prejudice.
4. The instant case is procedurally and factually similar to the Rice matters.

5. Pilot Water Solutions SWD, LLC, as the affiliated operator of the subject well, does not oppose dismissal.
6. Goodnight opposes dismissal but has not demonstrated legal prejudice that would result from dismissal without prejudice.
7. Consistent with the Division's prior rulings, and in the interest of administrative efficiency and uniformity, dismissal of this case without prejudice is warranted.

IT IS THEREFORE ORDERED THAT:

1. The stay imposed by the Division's June 26, 2024 order in Case No. 24432 is hereby lifted.
2. The Application of Empire New Mexico LLC in Case No. 24432 is DISMISSED WITHOUT PREJUDICE.
3. This Order does not preclude Empire from refiling its application in the future, subject to the Division's procedural rules and any applicable Commission determinations.

DONE AND ORDERED this 14th day of October 2025.

GREGORY CHAKALIAN
HEARING EXAMINER