

1 DISCLAIMER: This transcript was auto-generated with the assistance of Microsoft AI technology and
2 may contain errors, omissions, or not reflect the original audio's nuances. Its intended purpose is to
3 provide general information only. The official record is the video recording of the hearing, which is
4 posted to the **OCD's** YouTube channel, which can be viewed here: [OCD Pecos Hall - YouTube](#).

5

6 **OCD Regular Docket June 18, 2026-** 7 **20260618_140713UTC-Meeting Recording**

8 June 18, 2026, 2:07PM

9 1h 26m 44s

10

11 **PH**

12 **Pecos Hall** 20:36

13 All right. My name is Gregory Chikalian. It's 827 A.m. on the 16th, sorry, the 18th of
14 June. This is our regularly scheduled status conference docket. We're going to start
15 with a case that is actually listed as #8. It's 26136.

16 Coterra Energy, engine of appearance, please.

17

18 **MB**

19 **Matthew M. Beck** 21:07

20 I'll go ahead and go first, Mister Hearing Officer, just to make sure you can hear me.

21 This is Matt Beck. Hi for Hansen Mullinson Baker on behalf of Amtex Energy Inc. and
22 Mark Tree.

22

23 **PH**

24 **Pecos Hall** 21:19

25 Thank you, Mr. Beck. Mr. Holiday. There you go.

25

26 **BH**

27 **Benjamin Holliday** 21:22

28 Hey, there we go. Sorry, guys. I had my computer on mute. Good morning, everyone.

29 Ben Holly on behalf of the applicant.

29

30 **MB**

31 **Matthew M. Beck** 21:23

32 The.

32

33 **PH**

34 **Pecos Hall** 21:28

35 Okay, perfect. I got a motion yesterday. And the reason we have these status
conferences is so that I can understand the issues going forward, so that I can

36 schedule these things properly. I know the parties are asking for an August 12
37 contested hearing.

38

39 **BH Benjamin Holliday 21:41**

40 Yeah.

41

42 **PH Pecos Hall 21:47**

43 So let me start with you, Mr. Beck. What are the issues that you have with this
44 application?

45

46 **MB Matthew M. Beck 21:54**

47 The proposed well enters into.

48 The Pearl, excuse me, let me find the exact name of the East Pearl Prospect area,
49 which is subject to a joint operating agreement, which Coterra is a member of that
50 joint operating agreement. Coterra did not comply with the procedures to propose
51 to drill a well.

52 under the joint operating agreement.

53 The wells are not, they will strand acreage.

54 of the joint operating interest owners for the prospect unit. And Amtex has permits
55 for that unit and is proposing, I think, should be sending out either today or
56 tomorrow, AFEs for competing.

57 wells that will compete with this Chile Fed proposal in the application. I think those
58 are the issues so far.

59

60 **PH Pecos Hall 23:02**

61 The.

62 Okay, it sounded to me like there was a mix of issues in there that in Mr. Beck, I think
63 you would recognize that we don't have jurisdiction over some of those contract
64 issues, right?

65

66 **MB Matthew M. Beck 23:08**

67 Yeah.

68 Yeah, I recognize that you wouldn't have jurisdiction over, for example, what would
69 be obviously a breach of contract provision. I know that the division does take into

70 consideration when looking at competing applications, the parties' negotiations. I
71 think it would probably fall under that, but yes, I understand, Mr. Hearing Officer.

72

73 **PH Pecos Hall** 23:36

74 Okay, now I also thought I understood that you, that your client is sending out
75 proposals. You said AFEs, but did you mean proposals?

76

77 **MB Matthew M. Beck** 23:51

78 AFEs and yes, and drilling proposals under the East Pearl prospect to the joint
79 interest owners proposals to drill. Yeah.

80

81 **PH Pecos Hall** 23:57

82 OK to compete with Mr. Holiday's clients proposal.

83

84 **MB Matthew M. Beck** 24:02

85 Exactly, yes.

86

87 **PH Pecos Hall** 24:03

88 Okay. When do you plan on filing that application with the division?

89

90 **MB Matthew M. Beck** 24:09

91 I expect it will be shortly after the proposals and AFEs go out. So if they go out this
92 week, that will be sometime next week. We're shutting down today at noon to move
93 offices. So I'm going to be without a computer or anything for a few days.

94 But if they go out today, I expect they'll be filed next week.

95

96 **PH Pecos Hall** 24:33

97 All right. Thank you, Mr. Holiday.

98

99 **BH Benjamin Holliday** 24:36

100 Um...

101 Yeah, I really don't have anything to add. We would like to drill this chili FedCom
102 through no fault of Mr. Beck. I mean, we've been going back and forth. That's the
103 first I've heard of the nature of the objections. But I think, I know that Coterra has an
104 interest in moving this along and expediting it. And that's why we would like the

105 August 12th date. And we think that gives everyone enough time to
106 send out proposals and to develop our arguments for hearing.

107

108 **PH** Pecos Hall 25:04

109 Okay. Mr. Holiday, how many witnesses do you anticipate?

110

111 **BH** Benjamin Holliday 25:09

112 We would have, I would likely three, I would say. We'd have the engineer, I mean,
113 excuse me, land geology, and I haven't clarified with Cotera, but likely we would have
114 an engineering witness as well.

115

116 **PH** Pecos Hall 25:24

117 Okay, and Mr. Beck, same question.

118

119 **MB** Matthew M. Beck 25:27

120 Probably the same answer, Mr. Officer. I expect we'd have the same witnesses.

121

122 **PH** Pecos Hall 25:32

123 So, so Mr. Beck, you're representing two different entities, is that right?

124

125 **MB** Matthew M. Beck 25:37

126 It depends how you classify them. Amtex is an entity and Mr. Treeb is an interest
127 owner in the acreage.

128 An individual.

129

130 **PH** Pecos Hall 25:48

131 Right. So would you explain to me how that...

132 How that works when, at some point, Mister Treeb's interests may diverge from
133 Amtex.

134

135 **MB** Matthew M. Beck 26:02

136 Yeah, certainly, I think that's something that everyone contemplates, which is
137 something we have to recognize on the front end if we're going to represent
138 multiple parties in a proceeding. That's been addressed at this point. That's why I
139 represent both of them if something comes up where I'm prohibited to do that.

140 we've got in place procedures that address that issue. But for right now, they're both
141 objecting to and opposed to Coterra's proposed application and proposed well,
142 which is why I'm representing both of them.

143

144 **PH Pecos Hall 26:40**

145 It sounds like it's Amtex that is going to file a competing application. Is that right?

146

147 **MB Matthew M. Beck 26:48**

148 Yes.

149

150 **PH Pecos Hall 26:51**

151 And what you're saying is Mr. Trebe is in line at this time with Amtex's proposal?

152

153 **MB Matthew M. Beck 26:59**

154 Yes.

155

156 **PH Pecos Hall 27:00**

157 Okay.

158 All right. Do you anticipate Mr. Treeb testifying?

159

160 **MB Matthew M. Beck 27:07**

161 I don't. He might testify, and we obviously would address that in our pre-hearing
162 statement. I don't know that he's going to have much to offer other than his
163 opposition, but I will speak with him about that. And if he's going to testify, as I said,
164 it will be.

165 just as a lay person, an interest owner who's objecting to the application.

166

167 **PH Pecos Hall 27:33**

168 As an interest owner, is there a J.O.A. between Mister Treeb and Miss and Amtex?

169

170 **MB Matthew M. Beck 27:38**

171 Yeah, Mr. Trebe is one of the parties to that JOA, the East Pearl Prospect JOA that
172 Coterra is also a party to.

173

174 **PH Pecos Hall** 27:50

175 All right. Okay. Mr. Holiday, anything further?

176

177 **BH Benjamin Holliday** 27:54

178 No, sir. Thank you.

179

180 **PH Pecos Hall** 27:56

181 So, Freya, would you issue a pre-hearing order for the August 12th docket?

182 Yes. We'll get that out.

183 probably by tomorrow to the parties. Anything further, Mr. Beck?

184

185 **BH Benjamin Holliday** 28:13

186 Yeah.

187

188 **MB Matthew M. Beck** 28:13

189 No, I just wanted to say thank you for accommodating Mr. Holiday and us and sorry
190 for everyone else who got pushed back a few minutes, but I appreciate it and I
191 appreciate for you reaching out yesterday to confirm.

192

193 **PH Pecos Hall** 28:25

194 By all means, thank you very much. All right, we're off the record in 26136. Let's move
195 on now to Matador Production. There are three cases, 26000, 001 and 002. Entries,
196 please.

197

198 **+15*****12** 28:40

199 Mr. Examiner, Jim Bruce representing Matador. I will get a formal entry of appearance
200 in later.

201

202 **PH Pecos Hall** 28:48

203 Mister Bruce, will there be a substitution of council forum?

204

205 **+15*****12** 28:53

206 Yeah, yes.

207

208 **PH Pecos Hall** 28:55

209 All right.

210 Good morning, Mr. Examiner. Dana Hardy with Hardy McLean on behalf of COG
211 Operating and Mongoose Minerals. Thank you. And you've objected? We have
212 objected. What's the purpose of the objection? We are planning to file competing
213 applications that will be set initially on the August docket. Okay. So proposals have
214 gone out and we would file for August. Okay.

215 Um...

216 In other words, meaning that you'll file your application in early July for the early
217 August docket. Okay. Do the parties want to set a contested hearing at this point?
218 We would request a contested hearing, and if possible, we'd like the August 25th
219 docket. Okay.

220

221 **+15*****12** 29:39

222 Yeah.

223

224 **PH Pecos Hall** 29:40

225 Mr. Bruce.

226

227 **+15*****12** 29:42

228 I don't think I have any objection. I was originally going to ask for a July another
229 status conference, but it sounds like that's useless.

230 So, August 25th would be fine.

231 Thank you.

232

233 **PH Pecos Hall** 30:14

234 And then, Miss Hardy, when you do file, I'm sorry, Mr. Bruce.

235

236 **+15*****12** 30:18

237 Hi.

238 And I believe that case 002 is going to be dismissed.

239

240 **PH Pecos Hall** 30:29

241 Okay.

242 So, you're going to dismiss that case.

243

244 +15*****12 30:35

245 Correct.

246

247 PH Pecos Hall 30:37

248 Okay, when are we going to see that dismissal notice?

249

250 +15*****12 30:42

251 Um...

252 Let's ask for Monday because my computer is getting a little cranky today.

253

254 PH Pecos Hall 30:48

255 Sure.

256 All right, very good.

257 So, Miss Hardy, back to you for a moment.

258 When you file your competing applications, first of all, does that dismissal change anything for you? I'll have to confirm with my client, but...

260 Because I'm not sure exactly which acreage that impacts. Mr. Bruce, can you give us a little bit more on...

262 what the application in 26002 requests and why you're dismissing it.

263

264 +15*****12 31:26

265 I can't tell you why we're dismissing it; I believe it's a Wolfkamp case, and the other two are bone scaring.

267

268 PH Pecos Hall 31:35

269 Is that help you at all?

270 I don't think it changes our need for a contested hearing on the bones on the bone spring. Right. Let me look up the case. Hold on one second. Let me see what it says in the description for two six.

273 Zero 02, maybe this will be helpful.

274 It says here.

275 Application of MRC Hat Mesa LLC for a compulsory pooling Lee County applicant in

276 the above case seeks an order pooling the uncommitted interest owners in a
277 standard 320 acre more or less horizontal well spacing unit in the bone spring
278 formation.

279 You said Wolf Camp, right, Mr. Right, Mr. Bruce?

280

281  +15*****12 32:25

282 Yeah.

283

284  **Pecos Hall** 32:26

285 This one is Bone Spring, so maybe it's another case that you want to dismiss, or are
286 you sure about this case number?

287

288  +15*****12 32:36

289 I'm sure about the case number.

290

291  **Pecos Hall** 32:38

292 All right, I'll finish reading what it says here in the description. In the bone spring
293 formation underlying the east half of section 9,

294 And then there's the rest of the legal description. Applicant seeks to initially dedicate
295 the above referenced spacing unit to the proposed state com well to be drilled from
296 a surface location, blah, blah, blah. I'm not going to go through all that. Also to be
297 considered will be the cost of drilling, completing the well, allocation of costs, actual
298 operating.

299 designating Matador as operator, and then we have our typical...

300

301  +15*****12 33:17

302 Right.

303

304  **Pecos Hall** 33:18

305 Yeah, so, uh, what?

306

307  +15*****12 33:19

308 Uhh.

309 I'm kind of operating in the dark here, Mr. Examiners.

310

311 **PH Pecos Hall** 33:26

312 I see.

313 But you are sure about that case number that you're going to dismiss it.

314

315 **+15*****12** 33:33

316 Yeah, it's the last case of three.

317

318 **PH Pecos Hall** 33:36

319 I didn't hear you.

320

321 **+15*****12** 33:39

322 That is the last case of the three.

323

324 **PH Pecos Hall** 33:42

325 Got it.

326 Numerically it is, yes. 26001 deals with the same...

327 Ah, it deals with the bone spring in the east half of the east half.

328 So, it's another bone spring case, 001.

329 And then the one ending in zero, let's see that description.

330 That one.

331 Is the west half of the east half?

332 in the bone spring. So there are three bone spring cases.

333 So I have, I guess from those descriptions, I don't have any idea.

334

335 **+15*****12** 34:33

336 Well, I guess if Matador is seeking to drill 2 stacked 40 acre units, it doesn't need the
337 entire East Ave.

338

339 **PH Pecos Hall** 34:45

340 Okay.

341 Okay.

342 Okay, very good. All right, Mr. Bruce, we're going to issue a pre-hearing order for

343 August 25th. Is there anything else?

344

345  +15*****12 35:00

346 Not for me, sir.

347

348  **Pecos Hall** 35:02

349 Miss Hardy. No, thank you. Thank you. And Mr. Bruce, if you want to continue your

350 3K or your two cases.

351 to the July.

352

353  +15*****12 35:13

354 Let me let me ask my client that after the hearing.

355

356  **Pecos Hall** 35:17

357 Yeah, it's totally up to you. But if you want to, there's nothing stopping you from

358 doing that. It may be productive.

359

360  +15*****12 35:22

361 Okay.

362 Okay.

363

364  **Pecos Hall** 35:25

365 Well, thank you. Feel better.

366

367  +15*****12 35:27

368 That would be July.

369

370  **Pecos Hall** 35:29

371 Freya, July what? 23. July 23, Mr. Bruce.

372

373  +15*****12 35:35

374 Okay, thank you.

375

376  **Pecos Hall** 35:36

377 You're welcome. We're off the record in those 3 cases. Let's go to American Energy.

378 This is 26060 American Energy.

379 Answers of appearance, please.
380 Good morning, Mr. Hearing Examiner Paula Vance with the Santa Fe Office of
381 Holland and Hart on behalf of Permian Operating Resources or Permian Resources
382 Operating, sorry. And have you objected? We have entered an appearance and
383 objected. For what reason? We, well, one, the application
384 We disagree with it, having to reopen these cases. We believe that Permian met the
385 burden required, the notice burden required under the rules and has satisfied the
386 division's pooling requirements. And that's why orders were previously entered in all
387 of these cases, including the two that are
388 Still before the division that the hearing examiner included in the order. OK, Mister
389 Samen, are you with us?
390 Brad, do we have Mr. Samaningo?
391 I'm not seeing him.
392 Freya, if he's not here, we're going to dismiss these two cases as failure to prosecute.
393 Was he given notice of today's docket?
394 He is on our distribution list. It's possible he is under the assumption that the
395 hearings start at 9. We have provided several notices, though, of the new start time.
396 I'll recall the I'll recall this case after 9:00, just in case he's under that assumption, but
397 if he if he's not here, Freya, we're going to dismiss this case for lack of prosecution.
398 It'll be a dismissal without prejudice, but...
399 It will be a dismissal.
400 So we're going to recall this case.
401 Thank you, Ms. Vance. We're off the record. Thank you. Let's move on to parish
402 operating. This is 3 cases together, 261-23-2425, entries please.

403

404  +15*****12 38:01

405 Mr. Examiner, Jim Bruce, representing Red River.

406

407  Pecos Hall 38:06

408 Red River, how does that relationship to parish?

409

410  +15*****12 38:11

411 Parrish is its operator of record.

412

413  Pecos Hall 38:15

414 I see. Okay. So Red River. All right. Thank you. Good morning, Mr. Hearing Examiner
415 Paula Vance with the Santa Fe office of Holland and Hart on behalf of EOG
416 Resources, and we have entered an appearance and objected. For what reason? In
417 this case, I believe the parties are negotiating and
418 That's the extent of what I understand at this point. So you're just looking for more
419 time to negotiate? Correct. All right. No competing applications at this point? No, not
420 to my knowledge. And I believe that my colleague, Mr. Rankin, may have spoken or
421 emailed with Mr. Bruce yesterday.
422 We would like to, I'm not sure what Mr. Bruce would like to do, but if there is going
423 to be a contested hearing, we'd like to push as far out as possible and allow the
424 parties more time to negotiate. Mr. Bruce.

425

426  +15*****12 39:16

427 Yeah, we're amenable to that, Mr. Examiner. I mean, I looked at Bria's emails and
428 August 25th is the latest one, but if September would work better for Paula, that's
429 fine.

430

431  Pecos Hall 39:19

432 That's it.

433 Yeah.

434 Mr. Bruce, that's, I'm looking for more information about what's going on between
435 the parties. You said that there were some emails between you and Mr. Rankin.
436 What's going on?

437

438  +15*****12 39:41

439 Yeah.

440 that the parties would like more. This is a kind of a messed up well unit and lots of
441 little title in there, lots of nooks and crannies, and they would like additional time to
442 negotiate.

443

444  Pecos Hall 40:01

445 Um...

446 Well, you filed you filed applications for a hearing, right, Mister Bruce?

447

448  +15*****12 40:10

449 Correct.

450

451  **Pecos Hall** 40:12

452 Okay, and were the parties negotiating when you filed the application?

453

454  +15*****12 40:19

455 Yes, they were, but they've intensified since then.

456

457  **Pecos Hall** 40:23

458 Okay.

459 Well, I'll give this another status conference in July to see where we are. And if it's,

460 I'm sorry?

461

462  +15*****12 40:31

463 Oh.

464 Thank you.

465

466  **Pecos Hall** 40:37

467 So you'll move this to the July 23rd, I think Freya said earlier, docket. But if the parties
468 haven't come to an agreement by July 23rd, then we will set this for a hearing.

469

470  +15*****12 40:49

471 Okay.

472

473  **Pecos Hall** 40:51

474 All right, July 23rd, that'll be the final status conference. I'm just letting you know, Mr.

475 Bruce.

476

477  +15*****12 40:57

478 Thank you.

479

480  **Pecos Hall** 40:59

481 All right.

482 Miss Vance, anything further? No, thank you. Mr. Bruce, anything further?

483

484 +15*****12 41:05

485 No.

486

487 **PH** Pecos Hall 41:07

488 Now we go on to Avant operating. These are the last two cases on our docket,
489 26137, 26138.

490

491 **KL** Kaitlyn Luck 41:16

492 Good morning, Mr. Hearing Examiner, Caitlin Luck, appearing for a lot.

493

494 **PH** Pecos Hall 41:19

495 Thank you. Good morning, Mr. Hearing Examiner Paula Vance with the Santa Fe
496 office of Holland and Hart on behalf of EOG Resources, and we've entered an
497 appearance and objected. For what reason? Again, it sounds like there's some
498 negotiations between the parties. I think there might be some existing spacing units
499 and there's some conversation.

500 around some coordination related to the existing wells and spacing units where
501 Avant is has proposed their wells. Okay, Miss Luck.

502

503 **KL** Kaitlyn Luck 41:54

504 And that's correct. I know EOG has some concerns with the placement of the wells
505 and we're trying to work through that. However, on behalf of Avant, I reached out to
506 EOG before this hearing and talked about a contested hearing and I think we're all in
507 agreement about an August 18th date.

508

509 **PH** Pecos Hall 42:09

510 Okay, which date? August 18th.

511

512 **KL** Kaitlyn Luck 42:11

513 Yes, sir.

514

515 **PH** Pecos Hall 42:12

516 All right, we'll issue a pre-hearing order for August 18th. If...
517 If EOG decides it wants to file competing applications, I would suggest that it does
518 so, so that they, you know, sometime in early July, so it can get on the August
519 docket. Understood. Thank you. And we're in agreement with the August 18th
520 contested hearing date. Based on what Ms. Luck said, I understood that. Thank you.
521 All right, anything else, Miss Luck?

522

523 **KL** **Kaitlyn Luck** 42:41

524 No, thank you for your time.

525

526 **PH** **Pecos Hall** 42:42

527 All right, thank you. We're off the record in these two cases. And we're basically done
528 for, Miss Hatley, did you have something? Okay. Did you enter an appearance in any
529 case?

530 I understand perfectly. Okay.

531 And she does so well. Miss Hardy, Miss Hatley, if you want to leave, feel free. I'm
532 going to stay around till 9:00. Miss Vance, I'm asking you to stay till 9:00. It's 10
533 minutes. No.

534 Those are billable hours. I'm sorry, Miss Mance. You'll have to just grit and bear it.
535 So, Freya, we're going to be off the record for the next 10 minutes, and then we'll
536 wait for 9:00 and go back on the record. OK. Thank you.

537 All right, we're back on the record. It's 901.

538 No, it's 902. We're back on the record to recall case number 26060. This is American
539 Energy's case.

540 Entries of appearance, please.

541

542 **+15*****30** 55:37

543 Jonathan Samaniego, representative of American Energy.

544

545 **PH** **Pecos Hall** 55:42

546 Thank you. Good morning, Mr. Hearing Examiner Paula Vance with the Santa Fe
547 Office of Holland and Hart on behalf of Permian Resources Operating. And we have
548 entered an appearance and objected to this case. All right, thank you. And the
549 purpose of the objection? Permian has met their burden under the division's rules for
550 notice and

551 And that's why orders were entered. And yeah, we believe that this case should be
552 dismissed. Right. And I did grant the dismissal as of four cases, but I did not grant
553 the dismissal as of two cases. Those 2 cases, I saw evidence of an interest and I saw
554 evidence that the notice
555 May have been faulty. So, Mister Sam and Yango, can you tell me why you were not
556 present at 8:30 when we started our docket?

557

558  +15*****30 56:36

559 I'm having technical difficulties this morning.

560

561  **Pecos Hall** 56:39

562 Oh, so you did know that we started at 830?

563

564  +15*****30 56:43

565 I did not, but even getting on before 9, I'm having great difficulty even with the
566 portal.

567

568  **Pecos Hall** 56:51

569 Okay. In the future, Mr. Samanango, we're starting at 830. That was in that was in
570 several of the notices that were sent to you that we're not starting at 9 anymore.

571

572  +15*****30 57:03

573 Yes, sir. I apologize for that. Yes, sir.

574

575  **Pecos Hall** 57:05

576 Okay, no, that's why I waited until 902 to call this case again. Okay, Mr. Sam and
577 Yengo, we need to have a hearing to determine whether notice was proper or not. So

578

579  +15*****30 57:11

580 I smoke you.

581

582  **Pecos Hall** 57:20

583 Brea, when is the next possible hearing date?

584 We have a special docket on July 7th. We have.

585 I think three other contested hearings set that date.

586 But that would be the next one, unless you wanted to do June 30th, but that's not
587 enough time, I don't think. Okay, all right. Mr. Samengo, this is your case, so I tend to
588 give preference to the applicant. When will you be ready for a contested hearing?

589

590  +15*****30 58:00

591 At the earliest.

592

593  **Pecos Hall** 58:03

594 Okay, let me ask Ms. Vance. Ms. Vance. We're ready. Oh, I'm sorry. I was just going to
595 say, when will you be ready? We're ready right now. We are ready. We're ready right
596 now to move forward. We have our witnesses available. We would like to move
597 forward to discuss these issues and don't really believe that a contested hearing is
598 necessary.

599 especially based off of the application that was filed that doesn't have any requested
600 relief listed in it, which makes the application itself faulty. Even on that basis alone, it
601 should be dismissed. But we are prepared to address the three issues that the
602 hearing examiner outlined in the order that was issued. Okay.

603 Mr. Saminengo, when it sounds like Ms. Vance is ready. Are you saying today, now?
604 We're ready right now. You are ready now. You have your witnesses available. We
605 have our witnesses available. All right, Mr. Saminengo, are you ready to proceed?

606

607  +15*****30 59:03

608 I'll go ahead and I'll take the...

609 I'll go ahead and prepare for, what was it, the 7th?

610

611  **Pecos Hall** 59:13

612 Well, the options were June 30th or July 7th.

613

614  +15*****30 59:22

615 Okay, I'll take the July 7th.

616

617  **Pecos Hall** 59:24

618 OK, Freya, hold on, Mister San Diego.

619

620  +15*****30 59:25

621 But, but, but, but I, I also want to make notes on there that we were all.

622

623  Pecos Hall 59:28

624 What?

625 Okay, Mr. Samiingo, hold on, hold on. I'll give you an opportunity to speak, but let
626 me finish. Let me finish. Freya, you said that we have three other contested hearings
627 on the June, on the June, July 7 docket.

628 Yes, I'm pulling up the docket. Hold on, Mrs. Zemenango. We're going to check the
629 docket. Will you check June 30th as well? I'm curious to know. Oh, is that the special
630 docket with a lot of cases on it? Okay. Yes, special docket and we have one contested
631 hearing. Oh, we do.

632 may have been wrong, misspoken about July 7th. I'm showing.

633 No.

634 I'm just having a hard time pulling up my spreadsheet. Take your time. I'm not
635 rushing you.

636 Okay, yeah, I was incorrect. There's one remaining contested hearing on July 7th, the
637 MRC Avant contested hearing.

638 Ms. Vance, are you involved in? That's the one we were discussing during the break
639 for the July 7th. So I will be here. Actually, that one, I'm not going to be here. I'll be in
640 Belize. Sorry, scratch that. But my colleague, Mr. Rankin would be available as well as
641 Mr. Mr. Felderwert.

642 He's going to be making a guest appearance this summer. Oh, good. And I do want
643 to, you know, as we hold on, Ms. Vance. I know. I just want to put a point, Penn, and
644 there is something I do want to ask on the record, if possible, before we go off the
645 record. Yes, fine. We'll address your question in just a moment. So Mr. Samonengo, it
646 looks like July 7th will work for the division.

647

648  +15*****30 1:01:01

649 Hi.

650 But.

651

652  Pecos Hall 1:01:25

653 Does it work for you?

654

655 +15*****30 1:01:27

656 No, because I object to Mr. Rankin. He's already had bad intentions since the
657 beginning, even worse than Mrs. Vance's behavior. So that's why I'm going to say
658 that I think we should wait for until Mrs. Vance gets back from Bolivia. That way we
659 can then continue since she's familiar.

660 Familiar with her own responses in the case.

661

662 PH Pecos Hall 1:01:50

663 Okay, I understand. I understand. No, no, thank you. I understand your objection, Mr.
664 Sam and Yengo, but it's up to the division to set this case. If you want to file a
665 motion trying to disqualify Mr. Rankin from representing Permian, you're more than
666 welcome to, and I'll consider it.

667 But at this point, you wanted the soonest date possible. You didn't go for June 30.

668 I'm not sure why, but that's okay. July 7 is open, and that's the time that we're going

669 to set this contested hearing. Now, I want to ask you a question, Mr. Samaniengo.

670 How many witnesses will you have?

671

672 +15*****30 1:02:36

673 Right now, they're still to be determined at this time.

674

675 PH Pecos Hall 1:02:40

676 So Mr. Samuel, I want to be very clear. I want to be very clear at this junction with
677 you as a pro se litigant. I'm not giving you legal advice, but I am going to let you
678 know how this works. Any witness that testifies must be sworn in and testifies under
679 oath.

680 Do you understand?

681

682 +15*****30 1:03:02

683 Yes, sir.

684

685 PH Pecos Hall 1:03:03

686 OK, any document that you submit.

687 you have to provide some foundation for that document. In other words, if you

688 submit a, oh, I don't know, a deed, let's say it's a deed to show that you have an

689 interest in something, then you need to provide foundation so that the tribunal
690 can give it the weight that it determines it is applicable.

691

692 +15*****30 1:03:35

693 Okay, but I'm fine with that. If you want me to show chain of title on every one of my
694 deeds, that's fine. I'll go through the burden of doing that. But at the same time, that
695 it's only appropriate to make sure that Permian does the same. And I've already
696 presented 2 documents as attachments B&C showing that they have wellbores.
697 They don't own no physical interest to be developing these lands.

698

699 PH Pecos Hall 1:03:58

700 So, so, Mister, so, Mister, Mr. Samengo, I want you to be clear about what the
701 purpose of the hearing is. OK, but Permian is not accused of wrongdoing in this
702 hearing. Now, there may be, there may be evidence of that, and I'm not saying that
703 there is or isn't. That's outside the scope of this hearing.

704

705 +15*****30 1:03:58

706 So, if they if they if they could also be...

707

708 PH Pecos Hall 1:04:18

709 Let me explain what your application, because Ms. Vance basically objected to your
710 application, okay? And I'm not going to sustain that objection because I'm giving you
711 as much leeway as I possibly can as a pro se litigant. Now, your application seeks to
712 reopen
713 the compulsory pooling orders based on lack of notice. That's what we're going to
714 be hearing on July 7. We're only going to be talking about notice. The idea that there
715 is an interest in these two cases is something that will be tangential,
716 but will also be valid as an issue. But I want to make sure, Mr. Samango, please, Mr.
717 Samango, please don't interrupt me. I'm trying to give you as much leeway as I can,
718 but you know, you really don't want to interrupt me again. So Mr. Samango, the
719 issue, it matters what issue is relevant.

720

721 +15*****30 1:05:01

722 But if I may, if I may just go.

723

724 **PH Pecos Hall** 1:05:17

725 for the hearing. We're not going to go down some rabbit hole of the idea that
726 Permian is doing wrong by their well bores. That's not the purpose of this hearing.
727 It's a very specific purpose because the rule, and I have the rule here in front of me.
728 Let me read you the rule.

729 Give me a minute.

730 And I have to find that part of the rule, because you didn't cite.

731

732 **+15*****30** 1:05:51

733 If I may, while you look for it, just please, my claim is not Permian's doing wrong,
734 they got well bores, they can't be doing this. I get, I get it. Okay. My claim is that they
735 don't have an interest, therefore they can't object to my
736 to my, they can't object to my hearings because I've proven that they don't have an
737 interest, therefore they don't have a right to, whatever they're doing, okay, but they
738 don't have a right to participate in my hearing that I'm moving forward with because
739 they don't have an interest.

740

741 **PH Pecos Hall** 1:06:13

742 Okay.

743 Okay.

744 Okay, I understand, Mr. Samiingo, and I'm looking for the part of the rule that you
745 have filed these applications under because the applications themselves are a bit of a
746 mess. They asked for the commission to take up these cases, but they're not properly
747 before the commission for various reasons.

748 So I was trying to give you as much leeway as possible, and I accepted them into the
749 divisions hearing docket. And give me a minute. I'm still looking for the rule, unless
750 you know it, Ms. Vance. I think you're looking for, give me one second. I have it
751 outlined in my notes. Perfect. Thank you.

752 One thing I do want to ask and down the line that you were just speaking of
753 regarding the applications is, you know, we understand that the, that we're going to
754 discuss a limited scope on the contested hearing, which by the way, we are more
755 than willing to be here for the June 30th because I can be available.

756 available on that date. And if Mr. Samangiego would like me to be the person who is
757 representing Permian, I can be available on that date and I'm happy to do that. But

758 on the point of his application, you know, one of the things is the requested relief.
759 Permian would very much like to know on the record
760 what the point is, what does Mr. Sam and Yego want? Okay, by opening, reopening
761 these cases. I'll ask him in just a moment, but I still want, I'm still looking for this rule.
762 Do you say you found the rule, Mr. Vance? Give me one second. I got it. It's actually
763 in the email that I sent yesterday.

764 A.

765 I believe, are you looking for the notice requirements for specific adjudication? No,
766 I'm looking for the rule that allows a party like Mr. Samuengo, who owns an interest,
767 who claims that he was not given proper notice to reopen the compulsory pooling
768 order. It's here somewhere in the rule and I can't find it.
769 Oh, the adverse party affected. That's the one. Yeah. Give me a second. I would have
770 thought it was the end of the rule, but I can't find it yet.

771

772  +15*****30 1:09:02

773 Is it under 1915.49 NMSAC?

774

775  Pecos Hall 1:09:05

776 Let me look, Mr. Sam and Yengo. Maybe it is. I don't know.

777 I don't think so, Mr. Samango. That doesn't look...

778

779  +15*****30 1:09:24

780 But that statute is grounds for reopening the case based on alleged failure, correct?

781

782  Pecos Hall 1:09:30

783 I believe the rule says that it is, and I'm trying to find that part of the rule. So since
784 you didn't cite it in your application, you're forcing me to look for it, which I'm doing
785 now. So hold on a minute. Are you talking about rehearings 1915, 425? I looked at
786 that. I didn't see what I was looking for there, but let me keep looking.

787 That's about the commission, though. It's all about the commission, and this is not
788 the commission. This has to do with reopening an order.

789 No wonder. I'm in the completely wrong area of the rule. Thank you. I got some help
790 from people in the background. Oh, well, thank you for whoever's helping. Mr.

791 Saminengo, under 1915 4 12.

792 D. as in David.

793 It says, evidence of a failure to provide notice requires...
794 Another part of the rule requires may upon proper showing be considered cause for
795 reopening the case. That's the part of the rule that we're going to be operating under
796 for the contested hearing.

797 Mr. Samanango, in your applications.

798 Seeking the commission's jurisdiction, which your applications don't qualify for
799 because they're not within 30 days of the compulsory pooling orders that were
800 issued to Permian, you alleged that there was a failure to provide notice under the
801 rule.

802 When I dismissed some of your cases, but not two of them, I thought that there was
803 a genuine issue of material fact in two of the cases, which is why we're going to a
804 hearing. Now, this is the part of the rule that we'll be dealing with.

805 Do you see that?

806

807  +15*****30 1:12:11

808 I'm gonna have to study it more.

809

810  Pecos Hall 1:12:14

811 That's fine. That's fine. But I'm giving you the part of the rule that we're operating
812 under. Did you write it down?

813

814  +15*****30 1:12:21

815 Yes, sir, 1915 412D.

816

817  Pecos Hall 1:12:23

818 That's right. There you go. So the issue is whether Permian failed to provide you
819 notice in two of the cases. That's the issue. That's the only issue that we are dealing
820 with at the hearing. Now, Ms. Vance also said
821 that she's available June 30th. Would you prefer June 30th?
822 And again, I'm available right now and we very much would like to proceed. I have to
823 give.

824

825  +15*****30 1:12:53

826 And also, if I may, because Vance was, she made her statement in the beginning, I
827 want to come out and say that by Mrs. Vance's own statements that American didn't

828 have an interest, so they weren't allowed a right to get notice.
829 So by her own words, Permian didn't provide notice to American, and that was under
830 all four of those dismissed cases.

831

832 **PH Pecos Hall** 1:13:18

833 Okay.

834 Okay, but Mr. Samaningo, would you please answer the question I asked you?

835

836 **+15*****30** 1:13:31

837 It's like a timing issue. I got other I got other hearings and and that's that was my
838 reason for pushing it off to July 7th.

839

840 **PH Pecos Hall** 1:13:39

841 Okay, Mr. Samaniego, I accept, I accept your, you know, what you say as true. So we
842 will set this for July 7, but Ms. Vance will not be the counsel for Permian. It'll be Mr.
843 Rankin. So I just wanted to make sure you understand that.

844

845 **+15*****30** 1:13:57

846 Yeah. And don't take my word for it. Talk to Jesse Tremaine. He's aware of all the
847 shenanigans that's been going on. He's aware of the hearings that I got coming up.

848

849 **PH Pecos Hall** 1:14:08

850 So Mr. Samanengo, we're going to issue a pre-hearing order for July 7. We're on a
851 trailing docket, which means there's another case in front of yours. So I don't know
852 what time we're going to start. It may be 830 if the other case goes away. So you
853 need to be prepared.

854 To start at 8:30 with your witnesses.

855

856 **+15*****30** 1:14:31

857 Yes, sir. And I greatly, greatly apologize for that. I'm sorry.

858

859 **PH Pecos Hall** 1:14:38

860 Now, Mr. Samuel, Ms. Vance asked a valid question earlier that I'm going to pose to
861 you. If you do succeed at the hearing to show that notice was not proper, what do
862 you want the division to do if we reopen the compulsory pooling orders?

863

864  +15*****30 1:15:13

865 To start off with, I like Americans just right to participate and to collect his fair share
866 of proceeds. And I want to kind of leave my right and hold that open because there
867 could be other demands
868 as we proceed on. Like, for instance, waiving the penalty fees, that'll be also a second
869 thing that I'm requesting. And as I requested in my filings, if you look down on the
870 preliminary statement on the conclusion, Ms. Van said that I didn't have a
871 a remedy and that's far from the truth. If you look on it, I'm asking for a stay or a
872 dismissal of the cases because they didn't provide notice which is following New
873 Mexico law, which those two are just remedies under New Mexico law as automatic.
874 And then also on here, I'm saying to recognize American interests in the proposed
875 units.
876 wavering any penalties of participation cost, et cetera. And again, Mrs. Vance is doing
877 it again as a compulsiveness on the fact that she's saying, I got no remedy and here
878 on my conclusions, I'm asking for those as my remedies.

879

880  Pecos Hall 1:16:32

881 Okay, alright, Mister.

882

883  +15*****30 1:16:33

884 Another remedy, another remedy I want, I want all licensed attorneys under under
885 the under rule. Let me just, I want to get it on the record. Under rule 16-803A NMRA
886 rules of professional professional conduct.

887

888  Pecos Hall 1:16:47

889 I'm going to object to this because this is personal attacks on me and my colleagues
890 and it is totally inappropriate. Mr. Samanyango, could we just dispense now with the
891 citing of the rules of ethics just for now? I understand that you have issues with the
892 attorneys for Permian.

893 I'm not going to deal with that now. I'm just trying to set, I'm just trying to set a
894 contested hearing. We have a date.

895

896  +15*****30 1:17:08

897 Well, account.

898 But can we can we agree that I that that Americans remedy is clearly on its filings?

899

900 **PH Pecos Hall** 1:17:19

901 Mr. Semingo, that's not an issue. Mr. Semingo, just control yourself for a minute.

902 You're talking over me and the transcript won't be able to pick up our words. Mr.

903 Semingo, I'm not worried right now about the remedy. Miss Vance asked a valid

904 question and that's why I asked you.

905

906 **+15*****30** 1:17:19

907 And I miss this and that actions were inappropriate.

908 Again?

909 Yes.

910 Yes, sir.

911

912 **PH Pecos Hall** 1:17:38

913 to address it. You have addressed it. Let's not go on about that for now. First, let's

914 see what your evidence shows. So please file all, please follow all the rules that are

915 laid out in the pre-hearing order that you're going to get tomorrow. Do you

916 understand?

917

918 **+15*****30** 1:17:58

919 Yes, sir.

920

921 **PH Pecos Hall** 1:17:59

922 All right, perfect. So we will set this for a July 7, a July 7 contested hearing.

923 which may start at 830. I'm just repeating myself now because I want to make sure

924 you understand. So you'll want to get on early and make sure you don't have

925 technical difficulties because if you're not there, that's not going to work out for you.

926 Your witnesses will need to appear visually. I can't swear someone in if I can't see

927 them, so I'm letting you know now that if you have a witness, including yourself, you

928 need to be able to turn on your camera so that I can see you.

929 Do you understand?

930

931  +15*****30 1:18:52

932 Yes, sir.

933

934  **Pecos Hall** 1:18:53

935 Okay, good. You're also welcome to appear here in person if you want to.

936

937  +15*****30 1:19:02

938 Yes, sir.

939

940  **Pecos Hall** 1:19:03

941 Okay, Ms. Vance, did you have something else? I just for the record would like to say
942 that these, you know, obviously will go to this contested hearing on the issues
943 outlined in your order. But I do want for the record to be clear that in the case 24837,
944 which was the original case number for that was 22554,

945 That order in that case, which does have him listed as a notice party, that order was
946 issued on January 31st, 2022, and no de novo application was filed within the
947 required time frame. And in case 25137,

948 Again, Mr. Samaniego was noticed properly, and that order was issued on April 1st,
949 2025. No de novo application was filed. And Permian finds it very improper that we
950 are here reopening these cases when they have orders that have been issued
951 ages ago. And they are moving forward with these, moving forward with these
952 developments. And in fact, in the Water Buffalo, the 24837 and the prior, the original
953 case, 22554, those wells have been drilled and they have been producing. And Mr.
954 Semengo, I suspect is getting
955 getting his due due money. I, you know, he is a pooled party under that. He is a non-
956 consenting pooled party at this point. I understand. And we'll see what the evidence
957 shows, and you'll have an opportunity to show the division that Mr. Samiego was
958 noticed properly.

959 Ms. Semengo have an opportunity to show that he wasn't noticed properly. Ms.
960 Semengo, I want you to understand one other thing about the hearing, which you
961 may or may not understand. You have the burden of persuasion. Do you know what
962 that means?

963

964 +15*****30 1:21:03

965 If you could explain it to me.

966

967 PH Pecos Hall 1:21:05

968 Yeah, be happy to. I'm not giving you legal advice, but you can look this up, and I
969 recommend that you look it up. Burden of persuasion means you filed an application
970 for the division to reopen its compulsory pooling orders based on failure of proper
971 notice.

972 Now, it's your burden to show that you did not receive proper notice. So you're
973 going to be going first. Okay, you're the applicant. You're going to be going first.
974 You're going to be putting on your case in chief. When you're done with your case in
975 chief, then Permian has a
976 case in chief, they will be able to show that your evidence is either not correct or that
977 they have other evidence that outweighs your evidence. And then you will have an
978 opportunity to cross-examine their witnesses and they will have they will have an
979 opportunity to cross-examine your witnesses.

980 Do you understand?

981

982 +15*****30 1:22:06

983 Yes, sir.

984

985 PH Pecos Hall 1:22:07

986 Okay, good. Then I don't think anything else. Yes, Ms. Vance. Just one other thing.
987 I'm glad that you outlined that because I did want to discuss procedurally how this
988 will move forward. The other thing I just want to be clear about that we are
989 discussing the notice and to your point earlier,
990 Maybe some piece of that will be related to whether or not Mr. Samaniego has an
991 interest. But I just want to be clear, we're not going to be going to this contested
992 hearing to discuss what that interest is, because this is not the forum the division
993 does not have jurisdiction over title. And if Mr. Samaniego would like to
994 litigate title, there's a different forum for that. So, Mr. Saminengo, let me let me
995 interpret, let me translate what Ms. Vance just said. As I quoted to you from the rule,
996 someone who did not receive proper notice under the rules,
997 has a right to come back to the division and reopen the compulsory pooling orders.

998 And that's what we're doing on July 7. Now, interest, to receive proper notice, you
999 have to be an interest owner. Okay. And then there's other
1000 Give me a minute here.

1001 So the notice requirements are under 191549 and 1915412.

1002 A1.

1003 I'm not giving you legal advice by citing to those rules. I'm letting you know that's
1004 where...

1005 Those parts of the rule lay out what is proper notice. I highly recommend that you
1006 read them very carefully so that you know how to present your case to the division.

1007 Do you understand?

1008

1009  +15*****30 1:24:01

1010 Yes, sir. And also, if I may, because there's a lot of obstacles American has got in
1011 front of it now. But I want to put the same burden on Permian, not to prove that they
1012 have interest to develop, but to prove that they have

1013

1014  **Pecos Hall** 1:24:02

1015 Okay.

1016

1017  +15*****30 1:24:20

1018 Interest beyond those well bores to validate objecting to my hearing and my case,
1019 because if they don't have that, if they don't have valid interest.

1020

1021  **Pecos Hall** 1:24:28

1022 So, Mister...

1023 I'm sorry. So Mr. Sam and Yango, I'm trying to be very clear with you. They don't
1024 have a burden in this case of persuasion. You have a burden to persuade the division
1025 that you did not receive proper notice of the compulsory pooling

1026

1027  +15*****30 1:24:41

1028 What?

1029

1030  **Pecos Hall** 1:24:49

1031 applications. That's your burden to persuade us. They do not have a burden to

1032 persuade us that they have an interest to be objecting. I want to make sure you
1033 understand.

1034

1035 +15*****30 1:24:59

1036 Yeah, but if I...

1037 An objecting party cannot object unless they have a valid interest.

1038

1039 PH Pecos Hall 1:25:10

1040 Okay, so Mr. Samiingo, we're not going to get into a legal argument here and now. If
1041 you want to file a motion, I don't see how that helps your case. I've been very clear
1042 with you what rule we're operating under and what you need to do going forward
1043 without giving you legal advice.

1044 I don't think we're going to get any further today. So we're going to go off the
1045 record in this case and we will issue a pre-hearing order. If there is a motion, then I
1046 will hear the motion. But obviously we don't have a lot of time to file motions and
1047 get responses before July 7.

1048

1049 +15*****30 1:25:48

1050 Okay, and to satisfy the examiner, how far back in chain of title are you requesting
1051 that I go? I mean, since I'm the only one happy to do it.

1052

1053 PH Pecos Hall 1:25:54

1054 Well, I'm not. So Mr. Samanengo, I'm not, I'm not, that's legal advice and I can't give
1055 you legal advice. What I can tell you is that if you read the notice parts of 1915-4,
1056 which I've cited on the record,

1057 You will see what you need to show the division.

1058 Regarding proper notice.

1059 So, if there's nothing else, then we're going to be off the record and...

1060 We'll see you on July 7th at 8:30, Mr. Samiego.

1061

1062 +15*****30 1:26:37

1063 All right.

1064

1065 PH Pecos Hall 1:26:39

1066 Thank you.

1067

1068  +15*****30 1:26:40

1069 Thank you.

1070

1071  **Pecos Hall** 1:26:40

1072 Thank you, Miss. Thank you, Miss Vance. We're off the record. Thank you.

1073

1074  **Pecos Hall** stopped transcription