

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

IN RE: NOTICE OF VIOLATION ISSUED TO FINALY RESOURCES, LLC

OGRID # 331515

CASE NO. 26042

MOTION TO DISMISS AND VACATE HEARING

The New Mexico Oil Conservation Division (“Division”) and Finaly Resources, LLC (collectively “Parties”), hereby request that the Division dismiss the above-referenced matter and vacate the June 25, 2026 hearing. As grounds for the dismissal, the Parties state that they have reached an agreement on an Stipulated Final Order, attached hereto as Exhibit A. Exhibit B is a proposed Order.

Respectfully submitted,



Michael Hall
Assistant General Counsel
New Mexico Energy, Minerals and
Natural Resources Department
Oil Conservation Division
1220 South St. Francis Drive
Santa Fe, New Mexico 87505
Phone: (505) 479-1137
Michael.Hall@emnrd.nm.gov
Attorney for The Oil Conservation Division

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing pleading was electronically mailed to the following party on June 24, 2026:

Finaly Resources, LLC

Tom Finaly

tom@finalyresources.com

A handwritten signature in black ink, appearing to read "Michael Hall", is positioned above a horizontal line. The signature is written in a cursive style with a large initial "M".

Michael Hall

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

IN RE: NOTICE OF VIOLATION ISSUED TO FINALLY RESOURCES, LLC

OGRID # 331515

CASE NO. 26042

STIPULATED FINAL ORDER

Pursuant to the New Mexico Oil and Gas Act ("Act"), NMSA 1978, Section 70-2-1, *et seq.*, and 19.15.5.10(C) NMAC, the Director of the Oil Conservation Division ("OCD") and Finally Resources, LLC ("Operator"), OGRID # 331515, enter into this Stipulated Final Order ("SFO") to resolve a Notice of Violation ("NOV").

1. OCD is charged with the administration and enforcement of the Oil and Gas Act and its rules and has jurisdiction over Operator and its wells in the state of New Mexico.
2. Operator operates under OGRID # 331515.
3. Operator had failed to submit required monthly reporting of C-115 production reports and had too many inactive wells under its operatorship in violation of 19.15.5.9 NMAC, as set out more thoroughly in the NOV, a true and correct copy of which is attached hereto as **Exhibit A**.
4. Operator is the responsible party for all required reporting and for the wells that are subject to the NOV.
5. OCD is authorized to impose sanctions for violations of the Oil and Gas Act and its rules, including denial or revocation of registrations, applications, permits, authorizations and transfers, and the assessment of civil penalties. *See* 19.15.5.10 NMAC.
6. Operator requests this SFO to avoid sanctions for violating the Oil and Gas Act and the specific violations set out more thoroughly in the NOV, which is hereby incorporated by reference.

7. Operator admits the violations alleged in the NOV and waives any right to appeal from this SFO.

8. Additionally, Operator agrees to:

a. Have all unfiled C-115 reports and any other required reporting completed and filed by May 15, 2026. Each well subject to the NOV shall be produced or properly plugged and abandoned as such:

A. By May 15, 2026, one of the eight inactive wells shall be produced or properly plugged and abandoned;

B. By June 15, 2026, at least one additional well must be produced or properly plugged and abandoned, so that no more than six (6) wells operated by Operator are on the inactive wells list;

C. By July 15, 2026, at least one additional well must be produced or properly plugged and abandoned, so that no more than five (5) wells operated by Operator are on the inactive wells list;

D. By August 15, 2026, at least one additional well must be produced or properly plugged and abandoned, so that no more than four (4) wells operated by Operator are on the inactive wells list;

E. By September 15, 2026, at least one additional well must be produced or properly plugged and abandoned, so that no more than three (3) wells operated by Operator are on the inactive wells list;

F. By October 15, 2026, at least one additional well must be produced or properly plugged and abandoned, so that no more than two (2) wells operated by Operator are on the inactive wells list;

G. By November 15, 2026, at least one other well must be produced or properly plugged and abandoned, so that no more than one (1) well operated by Operator are on the inactive wells list; and

H. By December 15, 2026, at least one additional well must be produced or properly plugged and abandoned, so that no wells operated by Operator are on the inactive wells list.

b. Pay a civil penalty of seven hundred and twenty dollars (\$720.00) on or before December 15, 2026.

c. Payments shall be made to the State of New Mexico, Oil Conservation Division and sent to the attention of the Melissa Shelley. Payment shall be made to 1220 South St. Francis Drive, Santa Fe, New Mexico 87505.

9. Operator admits to OCD's jurisdiction to file the NOV, consents to the relief specified herein, and waives the right to review by the Oil Conservation Commission or other judicial relief.

10. The person executing this SFO on behalf of Operator represents that they have the requisite authority to bind Operator to the provisions of this SFO and that such representation shall be legally sufficient to evidence their actual or apparent authority.

11. This Order only satisfies the violations set out in the NOV attached hereto as Exhibit A. This Order shall not be construed to relieve the Operator from other regulatory compliance with OCD or resolve liability with any other regulatory authority or agency.

12. Notwithstanding the foregoing provisions, OCD reserves the right to sanction Operator for any alleged violation not addressed in this Order.

13. Should Operator fail to meet any deadline in this SFO, OCD may immediately plug and abandon, restore, and/or remediate any of the wells. Operator agrees that it will forfeit any

financial assurance associated with any well which is plugged and abandoned by OCD and that Operator's authorization to transport may be terminated by OCD in the event Operator misses a deadline contained within this SFO.

14. This SFO shall not be construed as a resolution or to absolve Operator from any costs or liabilities associated with the plugging and abandonment, restoration, or remediation of a well by OCD. Operator is liable for any and all costs associated with the plugging and abandonment, restoration, and/or remediation on Operator's wells incurred by OCD.

15. Operator may request an extension of any deadline in this SFO from OCD. OCD, at its sole discretion, may grant such extension if good cause is shown.

16. This Order will remain in full force and effect as to all successors-in-interest of Operator, including, but not limited to, any entity or entities that procure or acquire from Operator individual wells or sites referenced in the NOV that resulted in this Order or that are found in Exhibit A to this Order. Operator shall provide a copy of this Order, including Exhibit A, to any entity to which Operator intends to transfer assets covered by this Order or any entity that is otherwise a successor-in-interest of Operator.

17. This SFO becomes effective on the date of final execution by the OCD Director.

NEW MEXICO OIL CONSERVATION DIVISION




Albert C.S. Chang, Director

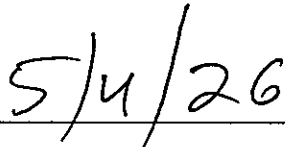
5/5/2026

Date

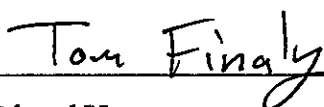
OPERATOR, Finaly Resources, LLC



Signature



Date



Printed Name

EXHIBIT A

State of New Mexico
Energy, Minerals and Natural Resources Department

Michelle Lujan-Grisham
Governor

Erin Taylor
Acting Cabinet Secretary

Ben Shelton
Deputy Secretary

Albert C.S. Chang
Division Director
Oil Conservation Division



BY CERTIFIED MAIL AND ELECTRONIC MAIL

February 19, 2026

Finaly Resources, LLC
16585 PCH
Suite 324
Sunset Beach, CA 90742

Tom Finaly, Managing Member
tom@finalyresources.com

NOTICE OF VIOLATION

The Director of the Oil Conservation Division (“OCD”) issues this Notice of Violation (“NOV”) pursuant to 19.15.5.10 NMAC.

1. **Alleged Violator:** Finaly Resources LLC, OGRID # 331515 (“Operator”).
2. **Factual and Legal Basis for Alleged Violation(s):**

Operator is the registered operator of eighteen (18) wells. The eight (8) wells identified in **Exhibit A** have been continuously inactive since at least March 2023, and therefore out of compliance with 19.15.25.8 NMAC and are not already subject to an agreed compliance or final order.

These alleged facts constitute violations of the following:

19.15.25.8 NMAC:

A. *The operator of wells drilled for oil or gas or services wells including seismic, core, exploration or injection wells, whether cased or uncased, shall plug the wells as Subsection B of 19.15.25.8 NMAC requires.*

B. *The operator shall either properly plug and abandon a well or place the well in approved temporary abandonment in accordance with 19.15.25 NMAC within 90 days after:*

1. *a 60 day period following suspension of drilling operations;*
2. *a determination that a well is no longer usable for beneficial purposes; or*
3. *a period of one year in which a well has been continuously inactive.*

State of New Mexico
Energy, Minerals and Natural Resources Department

19.15.5.9(A) NMAC:

An operator is in compliance with Subsection A of 19.15.5.9 NMAC if the operator...

4. *has no more than the following number of wells out of compliance with 19.15.25.8 NMAC that are not subject to an agreed compliance or final order setting a schedule for bringing the wells into compliance with 19.15.25.8 NMAC and imposing sanctions if the schedule is not met:*
 - (a) *two wells or fifty percent of the wells the operator operates, whichever is less, if the operator operates 100 wells or less;*
 - (b) *five wells if the operator operates between 101 and 500 wells;*
 - (c) *seven wells if the operator operates between 501 and 1000 wells;*
and
 - (d) *10 wells if the operator operates more than 1000 wells.*

3. **Compliance:** No later than thirty (30) days after receipt of this NOV, Operator shall:
 - a. plug and abandon the eight (8) wells listed in **Exhibit A**.

4. **Sanction(s):** OCD may impose one or more of the following sanctions:
 - a. civil penalty;
 - b. modification, suspension, cancellation, or termination of a permit or authorization;
 - c. plugging and abandonment of well(s);
 - d. remediation and restoration of well location(s) and associated facilities, including the removal of surface and subsurface equipment and other materials;
 - e. remediation and restoration of location(s) affected by a spill or release;
 - f. forfeiture of financial assurance;
 - g. shutting in well(s); and
 - h. any other remedy authorized by law.

For the alleged violations described above, OCD proposes the following sanctions:

- a. **Plug and Abandon Wells:** OCD will request an order requiring Operator to plug and abandon wells listed in **Exhibit A**, and/or an order authorizing OCD to plug and abandon those wells.
- b. **Termination of Authorization to Transport:** OCD will request an order terminating Operator's authority to transport from all wells listed in **Exhibit A**.
- c. **Civil Penalties:** OCD proposes to assess civil penalties as specified below. The civil penalty calculations are attached. OCD has taken into consideration the alleged violator's good faith effort (or lack thereof) to comply with the applicable requirements. Copies of the civil penalty calculations are attached as **Exhibit B**.

Civil Penalty: \$3,600.00

5. **Informal resolution:** A process is available to informally discuss and resolve the NOV. This process will run for 30 days from the date of your receipt of this letter. To initiate this

State of New Mexico
Energy, Minerals and Natural Resources Department

process, contact the OCD employee identified at the end of this letter.

6. **Hearing**: OCD will docket this matter for April 14, 2026 at which time this case will move forward to a formal hearing should informal resolution be unsuccessful. Please see 19.15.5.10 NMAC for more information regarding the hearing.

For more information regarding this NOV, contact Michael Hall at (505) 479-1137
or Michael.Hall@emnrd.nm.gov

Regards,

Albert Chang

Albert C.S. Chang
Director, Oil Conservation Division

cc: Office of General Counsel, EMNRD

EXHIBIT A

Inactive Well List

Total Well Count: 18 Inactive Well Count: 8

Printed On: Thursday, February 19 2026

District	API	Well	ULSTR	OCD Unit	Ogrid	Operator	Lease Type	Surface Owner	Well Type	Last Production	Formation/Notes	Status	TA Exp Date
1	30-025-10069	B A CHRISTMAS #001	H-05-22S-37E	H	331515	Finaly Resources LLC	P	P	O	08/2022	DRINKARD - TA EXPIRES 3/21/12		
2	30-015-27778	BIG EDDY UNIT #132	J-16-21S-29E	J	331515	Finaly Resources LLC	S	S	O	11/2023	DELAWARE		
1	30-025-10123	GREENWOOD #002	L-09-22S-37E	L	331515	Finaly Resources LLC	P	P	O	06/2023			
1	30-025-10125	GREENWOOD #004	N-09-22S-37E	N	331515	Finaly Resources LLC	P	P	O	06/2023			
1	30-025-10128	GREENWOOD #007	J-09-22S-37E	J	331515	Finaly Resources LLC	P	P	O	01/2024			
1	30-025-10126	J L GREENWOOD #005	I-09-22S-37E	I	331515	Finaly Resources LLC	P	P	O	02/2023			
1	30-025-24482	WIMBERLY #005	A-11-24S-32E	A	331515	Finaly Resources LLC	F	F	O	04/2022			
1	30-025-25181	WIMBERLY A #001	B-13-24S-32E	B	331515	Finaly Resources LLC	P	S	O	10/2023	DELAWARE		

WHERE Operator:331515, County:All, District:All, Township:All, Range:All, Section:All, Production(months):15, Excludes Wells Under ACOI, Excludes Wells in Approved TA Period

EXHIBIT B



Alleged Violator	Finaly Resources LLC	
Alleged Violator OGRID	331515	
History of Non-Compliance	No history less than 50 wells or gross sales less than \$500,000	0
Economic Impact		0
Total Penalty	\$	3,600

API # or Facility ID	Violation Citation	Type of Violation	Description	MinPA(\$)	Multi Day / Single Day	Days in violation	Days Penalized	Penalty Subtotal	Effort to Comply	Negligence and Willfulness	Factor Subtotal	Outstanding Conditions	TOTAL	Comments
30-025-10069	5.9(A)(4)(a)	each inactive well exceeding the threshold		\$ 250	Single	1	1	\$ 250	No Cooperation or Compliance	0.6 Negligence	0.2 1.8	No outstanding conditions	\$ 2,500.00	\$ 450
30-015-27778	5.9(A)(4)(a)	each inactive well exceeding the threshold		\$ 250	Single	1	1	\$ 250	No Cooperation or Compliance	0.6 Negligence	0.2 1.8	No outstanding conditions	\$ 2,500.00	\$ 450
30-025-10123	5.9(A)(4)(a)	each inactive well exceeding the threshold		\$ 250	Single	1	1	\$ 250	No Cooperation or Compliance	0.6 Negligence	0.2 1.8	No outstanding conditions	\$ 2,500.00	\$ 450
30-025-10125	5.9(A)(4)(a)	each inactive well exceeding the threshold		\$ 250	Single	1	1	\$ 250	No Cooperation or Compliance	0.6 Negligence	0.2 1.8	No outstanding conditions	\$ 2,500.00	\$ 450
30-025-10128	5.9(A)(4)(a)	each inactive well exceeding the threshold		\$ 250	Single	1	1	\$ 250	No Cooperation or Compliance	0.6 Negligence	0.2 1.8	No outstanding conditions	\$ 2,500.00	\$ 450
30-025-10126	5.9(A)(4)(a)	each inactive well exceeding the threshold		\$ 250	Single	1	1	\$ 250	No Cooperation or Compliance	0.6 Negligence	0.2 1.8	No outstanding conditions	\$ 2,500.00	\$ 450
30-025-24482	5.9(A)(4)(a)	each inactive well exceeding the threshold		\$ 250	Single	1	1	\$ 250	No Cooperation or Compliance	0.6 Negligence	0.2 1.8	No outstanding conditions	\$ 2,500.00	\$ 450
30-025-25181	5.9(A)(4)(a)	each inactive well exceeding the threshold		\$ 250	Single	1	1	\$ 250	No Cooperation or Compliance	0.6 Negligence	0.2 1.8	No outstanding conditions	\$ 2,500.00	\$ 450



EXHIBIT B

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

IN RE: NOTICE OF VIOLATION ISSUED TO FINALLY RESOURCES, LLC

OGRID # 331515

CASE NO. 26042

ORDER DISMISSING CASE AND VACATING HEARING

NOW, having considered the New Mexico Oil Conservation Division's Motion Dismiss and Vacate Hearing in the above-referenced case, it is hereby **ORDERED** that this case is dismissed and the hearing vacated.

**GREGORY CHAKALIAN, HEARING OFFICER
OIL CONSERVATION DIVISION**