

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

REPORTER'S TRANSCRIPT OF PROCEEDINGS

EXAMINER HEARING

PRE-HEARING TRANSCRIPT

September 1, 2016

Santa Fe, New Mexico

BEFORE: RICHARD EZEANYIM, CHIEF EXAMINER
DAVID K. BROOKS, LEGAL EXAMINER

This matter came on for hearing before the New Mexico Oil Conservation Division, Richard Ezeanyim, Chief Examiner, and David K. Brooks, Legal Examiner, on Thursday, September 1, 2016, 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: Mary C. Hankins, CCR, RPR
New Mexico CCR #20
Paul Baca Professional Court Reporters
500 4th Street, Northwest, Suite 105
Albuquerque, New Mexico 87102
(505) 843-9241

1 (8:22 a.m.)

2 EXAMINER EZEANYIM: Good morning, everyone.
3 This meeting will come to order. We have a light docket
4 today. Well, today is September 1, at 8:15 in the
5 morning. We're in Porter Hall, and today we are going
6 to consider Docket Number 36-16.

7 To proceed, we need, first of all, to go
8 about the business of those cases that have been
9 continued or dismissed before we start the docket.

10 If we start with page 1, Case Number 15537,
11 that has been continued to September 29th.

12 All right. Page 2, Case Number 15539 has
13 been continued to September 15. Case Number 15540 is
14 continued to September 15. Case Number 15531 is
15 continued to September 15. Case Number 15490 is
16 continued to September 29th.

17 On page 3, bottom of the page, Case Number
18 15513, that is continued to September 29th. It was just
19 continued this morning.

20 On the last page, page 4, Case Number 15515
21 is continued to September 29th. Case Number 15516 is
22 continued to September 29th. Case Number 15519 is
23 continued to September 29th. Case Number 15491 is
24 continued to September 15. Case Number 15498 is
25 continued to September 15.

1 At this time are there any other
2 continuances, since no dismissals? Any continuances or
3 dismissals?

4 MR. BRUCE: Mr. Examiner, please, on page
5 2 -- or excuse me -- page 3, I would like to continue
6 Case Number 15508 to September 15.

7 EXAMINER EZEANYIM: Case Number 15508 on
8 page 3?

9 MR. BRUCE: Yes.

10 And then the next case also, 155 -- or no.
11 Yeah, 15508 continued to September 15. The next two
12 cases, 15510 and 15511, please continue those to
13 September 29th. And then finally, Case 15512 continued
14 to September 15.

15 EXAMINER EZEANYIM: If I may address the
16 counsel, those cases have been heard and taken under
17 advisement. That's my understanding. Right?

18 MR. BRUCE: They've been heard, but I have
19 some -- I have a ream of notice materials. I had to
20 publish notice as we got certain people, and it slowed
21 it down. So I need to submit notice materials.

22 EXAMINER BROOKS: Those cases were
23 continued for purpose of notice?

24 MR. BRUCE: Yes.

25 EXAMINER BROOKS: Okay. They have been

1 heard, but not all the people got notice.

2 MR. BRUCE: That is correct. So I had
3 to --

4 EXAMINER BROOKS: We'd hear it again if any
5 of those people showed up, which is unlikely.

6 MR. BRUCE: Yeah. But I've had to publish
7 a couple of different notices because the certified mail
8 kept coming back.

9 EXAMINER BROOKS: Very good.

10 EXAMINER EZEANYIM: So because you haven't
11 gotten the notices, that's why they were continued,
12 right? They're not going to be heard again, because
13 that's my understanding.

14 MR. BRUCE: Correct. Correct.

15 EXAMINER EZEANYIM: Okay. Any other
16 continuances or dismissals?

17 MR. BRUCE: Mr. Examiner, in the first
18 case, the application of the Division, Case Number
19 15277, re-opened, I have intervened on behalf of
20 Petrolia Energy Corporation, P-E-T-R-O-L-I-A, and they
21 plan on taking over the wells which are the subject of
22 this action and have discussed this matter with the
23 Division Enforcement personnel and would request that
24 this matter be continued for two weeks, to September
25 15th, so that we can get qualified to do business,

1 become an operator in this state and get the bonding in
2 place.

3 MR. HERRMANN: Mr. Examiner, Keith Herrmann
4 representing the Division. We have no objection.

5 EXAMINER EZEANYIM: Okay. Case Number
6 15277 will be continued to September 15th.

7 And as counsel have said -- I have to put
8 it in the record -- Case Number 155 -- wait -- 155 --
9 page 3 -- it has to be in the record. Case Number 15510
10 is continued to September 29th. Case Number 15508 is
11 continued to September 15th. Case Number 15511 is
12 continued to September 29th. Case Number 15512 is
13 continued to September 15th.

14 Again, I call any other continuances or
15 dismissals?

16 Okay. This has been a light docket. Let
17 me see. Some of those cases, Counsel -- but do you have
18 any notices to submit today? I have about six that have
19 been continued. Do you have any to submit on those
20 Mewbourne cases?

21 MR. BRUCE: I have one Mewbourne case
22 today, but I think Ms. Kessler --

23 EXAMINER EZEANYIM: Yeah. That will be
24 heard. That will be heard. I'm talking about
25 everything else, because I have the case number. We

1 have continued 15508.

2 (Prehearing proceedings conclude, 8:28

3 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, MARY C. HANKINS, Certified Court
6 Reporter, New Mexico Certified Court Reporter No. 20,
7 and Registered Professional Reporter, do hereby certify
8 that I reported the foregoing proceedings in
9 stenographic shorthand and that the foregoing pages are
10 a true and correct transcript of those proceedings that
11 were reduced to printed form by me to the best of my
12 ability.

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

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

20

21

22 MARY C. HANKINS, CCR, RPR
23 Certified Court Reporter
24 New Mexico CCR No. 20
25 Date of CCR Expiration: 12/31/2016
Paul Baca Professional Court Reporters

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