

## Davidson, Florene, EMNRD

---

**From:** Herrmann, Keith, EMNRD  
**Sent:** Monday, August 27, 2018 4:16 PM  
**To:** Denise Davis; Goetze, Phillip, EMNRD  
**Cc:** Rod Seale; Caroline C. Fuller; Davidson, Florene, EMNRD; Jones, William V, EMNRD; Dawson, Scott, EMNRD; McMillan, Michael, EMNRD; Ed Cordes  
**Subject:** RE: OCD Case 16206 - DJ Simmons

Ms. Davidson:

We are continuing discussions with this operator regarding its compliance issues, and are waiting for an approval from the bankruptcy court regarding its well transfer. Therefore we request that this case be continued 30 days to the October 4 docket. Ms. Fuller concurs with this request.

Please let me know if you require any further information.

Thank you  
Keith Herrmann  
EMNRD Assistant General Counsel

**From:** Herrmann, Keith, EMNRD  
**Sent:** Tuesday, July 10, 2018 10:59 AM  
**To:** 'Denise Davis' <ddavis@cordesco.com>; Goetze, Phillip, EMNRD <Phillip.Goetze@state.nm.us>  
**Cc:** Rod Seale <rseale@djsimmons.com>; Caroline C. Fuller <CFuller@fwlaw.com>; Davidson, Florene, EMNRD <florene.davidson@state.nm.us>; Jones, William V, EMNRD <WilliamV.Jones@state.nm.us>; Dawson, Scott, EMNRD <Scott.Dawson@state.nm.us>; McMillan, Michael, EMNRD <Michael.McMillan@state.nm.us>; Ed Cordes <ed@cordesco.com>  
**Subject:** RE: OCD Case 16206 - DJ Simmons

Mr. Examiners:

After review of DJ Simmons request to continue the case 60 days, and the fact that today they sent us the executed PSA to Hilcorp that will resolve the compliance issues with DJ Simmons, we agree to the requested continuance to allow for the review by the bankruptcy court. Therefore, please continue the case to the September 6 Docket.

Thank you  
Keith Herrmann  
Attorney for the OCD Compliance and Enforcement Bureau

**From:** Denise Davis <ddavis@cordesco.com>  
**Sent:** Thursday, July 5, 2018 4:35 PM  
**To:** Goetze, Phillip, EMNRD <Phillip.Goetze@state.nm.us>  
**Cc:** Rod Seale <rseale@djsimmons.com>; Caroline C. Fuller <CFuller@fwlaw.com>; Herrmann, Keith, EMNRD <Keith.Herrmann@state.nm.us>; Davidson, Florene, EMNRD <florene.davidson@state.nm.us>; Jones, William V, EMNRD <WilliamV.Jones@state.nm.us>; Dawson, Scott, EMNRD <Scott.Dawson@state.nm.us>; McMillan, Michael, EMNRD <Michael.McMillan@state.nm.us>; Ed Cordes <ed@cordesco.com>  
**Subject:** RE: OCD Case 16206 - DJ Simmons

Examiner Goetze:

Attached please find my position statement, in my capacity as the Chapter 11 Trustee for D.J. Simmons, Inc., which is a debtor in a bankruptcy proceeding pending in the Bankruptcy Court in Colorado, in the above-referenced proceeding.

As you will see from the position statement, I am about to finalize a sales contract for all of the D.J. Simmons, Inc. assets in New Mexico, including the wells which are the subject of the current compliance proceeding. Consummation of this transaction would moot this proceeding. The only open issues with the purchaser relate to confirming the final wells to be listed in the conveyance documents, and the operating (non-lease) contracts to be assigned to the purchaser. We had hoped to have those lists finalized by today, but unfortunately, the holidays have interfered. We've been advised by the purchaser that they expect to have final lists together, and the contract signed, by Monday, July 9.

As a result, we request a continuance of the hearing currently set on the July 12 docket for two months, to September 13, 2018, so we may finalize the sale contract, secure Bankruptcy Court approval of it, and close on this transaction – which is beneficial to all interested parties.

Best regards,

Edward B. Cordes

**Please note our new suite #. We're now in Suite 600.**

Denise L. Davis

*Executive Assistant*

**CORDES**  
CORDESCO COMPANY

5299 DTC Blvd., Suite 600

Greenwood Village, CO 80111

D: 303.796.1100 | C: 720.810.7756

[ddavis@cordesco.com](mailto:ddavis@cordesco.com)

COLORADO | MINNESOTA | CALIFORNIA