

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

**APPLICATION OF OVERFLOW ENERGY,
LLC FOR APPROVAL OF A SALT WATER
DISPOSAL WELL, EDDY COUNTY, NEW
MEXICO**

CASE NO. 20964

NGL WATER SOLUTIONS PERMIAN LLC'S PRE-HEARING STATEMENT

NGL Water Solutions Permian LLC (NGL) submits this Pre-Hearing Statement for the above-referenced case pursuant to the rules of the Oil Conservation Division.

APPEARANCES

APPLICANT

Overflow Energy, LLC

ATTORNEY

Sharon T. Shaheen
John F. McIntyre
Montgomery & Andrews, P.A.
P. O. Box 2307
Santa Fe, NM 87504-2307
325 Paseo de Peralta
Santa Fe, NM 87501
sshaheen@montand.com
jmcintyre@montand.com

OBJECTING PARTY

NGL Water Solutions Permian LLC

ATTORNEY

Deana M. Bennett
MODRALL, SPERLING, ROEHL,
HARRIS & SISK, P.A.
P. O. Box 2168
Albuquerque, New Mexico 87103-2168
(505) 848-1800
deana.bennett@modrall.com

OTHER PARTY

Marathon Oil Permian LLC

Deana M. Bennett
MODRALL, SPERLING, ROEHL,

HARRIS & SISK, P.A.
P. O. Box 2168
Albuquerque, New Mexico 87103-2168
(505) 848-1800
deana.bennett@modrall.com

STATEMENT OF CASE

In this case, Overflow Energy, LLC (Overflow) seeks to have its application for the Rita salt water disposal (SWD) well approved. NGL objected to this case generally went it went to hearing in December 2019. Since the December 2019 hearing, Overflow prepared a revised Fault Slip Potential (FSP) analysis, which NGL obtained through undersigned counsel. It is NGL's position that this FSP analysis, which has not been subject to review by OCD, must be presented to OCD at a hearing and be supported by testimony and evidence. NGL's counsel understands that Overflow's intent is to present the FSP at the December 18, 2020 hearing along with affidavits in support of the FSP. NGL is not opposed to that testimony and evidence being presented by affidavit. NGL does restate its objection to the granting of the application.

PROCEDURAL ISSUES

NGL does not oppose Overflow's presentation of the revised FSP analysis being done by affidavit at the December 18, 2020 hearing. NGL remains opposed to the granting of the Rita SWD application and reserves the right to make a brief statement at the hearing on December 18, 2020.

Respectfully submitted,

MODRALL, SPERLING, ROEHL, HARRIS
& SISK, P.A.


By: Deana M. Bennett

Deana M. Bennett
Post Office Box 2168
500 Fourth Street NW, Suite 1000
Albuquerque, New Mexico 87103-2168
Telephone: 505.848.1800
Deana.bennett@modrall.com

CERTIFICATE OF SERVICE

I hereby certify that on December 11, 2020, I served a copy of the foregoing document to the following counsel of record via Electronic Mail to:

Sharon T. Shaheen
John F. McIntyre
Montgomery & Andrews, P.A.
P. O. Box 2307
Santa Fe, NM 87504-2307
325 Paseo de Peralta
Santa Fe, NM 87501
sshaheen@montand.com
jmcintyre@montand.com



Deana M. Bennett