

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

IN THE MATTER OF THE HEARING CALLED
BY THE OIL CONSERVATION DIVISION FOR
THE PURPOSE OF CONSIDERING:

CASE NOS: 20190

APPLICATION OF PERCUSSION PETROLEUM
OPERATING LLC FOR COMPULSORY POOLING,
EDDY COUNTY, NEW MEXICO.

REPORTER'S TRANSCRIPT OF VIRTUAL PROCEEDINGS
EXAMINER HEARING
JULY 23, 2020
SANTA FE, NEW MEXICO

This matter came on for virtual hearing before
the New Mexico Oil Conservation Division, HEARING OFFICER
FELICIA ORTH and TECHNICAL EXAMINER JOHN GARCIA on Thursday,
July 23, 2020 through the Webex Platform.

Reported by: Irene Delgado, NMCCR 253
PAUL BACA PROFESSIONAL COURT REPORTERS
500 Fourth Street, NW, Suite 105
Albuquerque, NM 87102
505-843-9241

A P P E A R A N C E S

For the Applicant:

PADILLA LAW FIRM
ERNEST PADILLA
1512 S. St. Francis Drive
Santa Fe, NM 87505

For Mewbourne Oil:

JAMES BRUCE
P.O. Box 1056
Santa Fe, NM 87504-1056
505-982-2151
jamesbruce@aol.com

I N D E X

CASE CALLED

STATUS CONFERENCE

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REPORTER CERTIFICATE

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1 HEARING EXAMINER ORTH: Let's move on to matter
2 20190. This is Percussion Petroleum, compulsory pooling
3 order, and although I said Percussion Petroleum, it appears
4 Spur Energy Partners is their successor, compulsory pooling
5 application in connection with a well named Lakewood.

6 Mr. Padilla, are you on for Spur Energy? Mr.
7 Padilla?

8 MR. PADILLA: Yes, yes, I am.

9 HEARING EXAMINER ORTH: Okay, thank you. And
10 then we have Mewbourne Oil entering an appearance. Mr.
11 Bruce?

12 MR. BRUCE: I'm here.

13 HEARING EXAMINER ORTH: Hello, Mr. Bruce. Let me
14 pause a moment to ask if there are any other entries of
15 appearance.

16 (No audible response.)

17 HEARING EXAMINER ORTH: No? All right. Do I
18 understand that we could be having a status conference
19 today? What are we doing today, Mr. Padilla?

20 MR. PADILLA: That's a good question. On Monday
21 somehow we dropped the ball and did not continue this case.
22 Mr. Bruce continued his case, and I can't remember the name
23 of the case that he continued to, but I think it's sometime
24 in August. He may interject here and tell us.

25 HEARING EXAMINER ORTH: I believe it's 20248 and

1 it was continued to September 24, 2020; correct.

2 MR. BRUCE: Right. That is correct, Madam
3 Examiner.

4 MR. PADILLA: We were supposed to do the same
5 thing, and I hate to refile this case, but if I have to I
6 will. Perhaps if we turn this into a status conference, I
7 would agree to setting it September 24.

8 My understanding is that the parties are very
9 close to reaching an agreement, and they didn't really
10 communicate to us as to when they would be willing to
11 continue, but, at the same time, I failed to see the motion
12 that Mr. Bruce filed setting September 24.

13 If we can, we can set it for hearing on September
14 24 and that would be in accordance with the August 6 -- or,
15 no, the notice that was filed yesterday by the Division.

16 HEARING EXAMINER ORTH: All right. Mr. Bruce, do
17 you have any objection to setting this matter for hearing in
18 connection with 20248 on September 24, 2020?

19 MR. BRUCE: Absolutely not. Mr. Padilla is
20 correct that both of the parties have been in negotiations
21 for months trying to settle this out. And the landman for
22 each side mutually agreed to a continuance, and Mr. Padilla
23 is in the boat that I have been in several times where you
24 just drop the the ball.

25 So we would like, if they are going to be heard

1 together, we would like them heard together, one party or
2 the other is probably going to put on the case by affidavit,
3 I would think.

4 HEARING EXAMINER ORTH: All right. In that case,
5 Mr. Padilla, if you would go through the portal, I won't
6 dismiss it, but will continue it then to September 24.

7 MR. PADILLA: Do I have -- do you want me to pay
8 a continuance fee?

9 HEARING EXAMINER ORTH: Yes, I believe that is
10 called for through the portal.

11 MR. PADILLA: Okay. Very good.

12 HEARING EXAMINER ORTH: Thank you.

13 MR. PADILLA: Thank you.

14 (Concluded.)

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1 STATE OF NEW MEXICO
2 COUNTY OF BERNALILLO

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4 REPORTER'S CERTIFICATE

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6 I, IRENE DELGADO, New Mexico Certified Court
7 Reporter, CCR 253, do hereby certify that I reported the
8 foregoing virtual proceedings in stenographic shorthand and
9 that the foregoing pages are a true and correct transcript
10 of those proceedings to the best of my ability.

11 I FURTHER CERTIFY that I am neither employed by
12 nor related to any of the parties or attorneys in this case
13 and that I have no interest in the final disposition of this
14 case.

15 I FURTHER CERTIFY that the Virtual Proceeding was
16 of poor to good quality.

17 Dated this 23rd day of July 2020.

18

/s/ Irene Delgado

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Irene Delgado, NMCCR 253
License Expires: 12-31-21

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