

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

RECEIVED OGD
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APPLICATION OF COG OPERATING, LLC
FOR CANCELLATION OF OPERATOR'S
AUTHORITY AND TERMINATION OF SPACING
UNITS, YESO ENERGY, INC. DOW "B" 28
FEDERAL WELL NO. 1, EDDY COUNTY, NEW
MEXICO

CASE NO. 14472 (De Novo)

APPLICATION OF THE NMOCD, THROUGH
THE COMPLIANCE AND ENFORCEMENT
MANAGER, FOR AN ORDER AUTHORIZING
THE DIVISION TO RECOGNIZE AN OPERATOR
OF RECORD FOR WELLS CURRENTLY
OPERATED BY YESO ENERGY, INC.; LEA,
EDDY AND CHAVES COUNTIES, NEW MEXICO

CASE NO. 14547

**COG OPERATING LLC'S RESPONSE TO SUBPOENA
DUCES TECUM OBTAINED BY JUDAH OIL, LLC**

COG Operating, LLC, for its Response to the October 26, 2010 Subpoena Duces Tecum obtained by Judah Oil, LLC, states:

Objections: To all items referenced on Exhibit A to the Subpoena Duces Tecum, COG Operating LLC objects as follows: (1) Timing: Obtaining and serving the Subpoena Duces Tecum on October 26, 2010 and requiring production of documents on October 29, 2010 did not allow a reasonably sufficient period of time for COG to respond or otherwise object. (2) Burdensome: COG objects to the Subpoena Duces Tecum to the extent it seeks documents or materials that are equally available to and readily obtainable by Judah Oil, LLC from public sources. Without waiving its objections, COG states:

1. All applications to, permits, agreements, approvals or authorizations from the Bureau of Land Management regarding the Dow "B" 28 Federal Well No. 1 (API No. 30-015-28676).

The materials sought have been produced.

2. All applications to, permits, agreements, approvals or authorizations from the New Mexico Oil Conservation Division regarding the Dow "B" 28 Federal Well No. 1.

The materials sought have been produced.

3. All correspondence between COG and the Bureau of Land Management regarding the Dow "B" 28 Federal Well No. 1.

COG is diligently searching for materials responsive to this item. COG will supplement its response accordingly.

4. All correspondence between COG and the New Mexico Oil Conservation Division regarding the Dow "B" 28 Federal Well No. 1.

The materials sought have been produced.

Montgomery and Andrews, P.A.

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Certificate of Service

I hereby certify that on November 1, 2010, a true and correct copy of the foregoing was sent by electronic mail to the following parties:

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