

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

ORIGINAL

REPORTER'S TRANSCRIPT OF PROCEEDINGS

PRE-HEARING TRANSCRIPT

BEFORE: WILLIAM V. JONES, Technical Examiner  
DAVID K. BROOKS, Legal Examiner

July 7, 2011

Santa Fe, New Mexico

This matter came on for hearing before the New Mexico Oil Conservation Division, WILLIAM V. JONES, Technical Examiner, and DAVID K. BROOKS, Legal Examiner, on July 7, 2011, at the New Mexico Energy, Minerals and Natural Resources Department, 1220 South St. Francis, Drive, Room 102, Santa Fe, New Mexico.

REPORTED BY: Irene Delgado, NM CCR 253  
Paul Baca Professional Court Reporters  
500 Fourth Street, NW, Suite 105  
Albuquerque, New Mexico 87102

1 EXAMINER BROOKS: Okay. On the record. Good  
2 morning, Ladies and Gentlemen. This is Docket Number 17-11,  
3 the New Mexico Oil Conservation Division. First order of  
4 business is to announce dismissals and continuances.

5 On Page 1 of the docket, Case Number 14653 will be  
6 dismissed.

7 On Page 2, Case Number 14671 will be continued to  
8 August 4. Case Number 14660 will be dismissed. Case Number  
9 14678 will be continued to July 21. Case Number 14679 will  
10 be continued to July 21. Case Number 14680 will be continued  
11 to July 21. Case Number 14681 will be continued to July 21.

12 On Page 3, Case Number 144 -- well, this is -- this  
13 is an error. It says Case Number "144686," but I believe  
14 that's Case Number 14686 will be continued to August 4.

15 MR. BRUCE: That's of future interest, Mr. Examiner.

16 EXAMINER BROOKS: Case Number 14687 will be  
17 continued to August 4.

18 On Page 4, Case Number 14627 will be continued to  
19 July 21. Case Number 14628 will be continued to July 21.  
20 Case Number 14629 will be continued to August 4. Case Number  
21 8352 will be continued to August 18 -- and I expect to retire  
22 before that case comes to hearing. Case Number 13940 will be  
23 continued to September 15.

24 MS. MUNDS-DRY: I expect to retire before that case  
25 is ever heard.

1 EXAMINER BROOKS: Okay.

2 MS. MUNDS-DRY: Mr. Brooks, there is one other case  
3 that, I'm sorry, I overlooked it. Case 14672 on Page 4 of  
4 the docket.

5 EXAMINER BROOKS: 14672.

6 MS. MUNDS-DRY: We request a two-week continuance  
7 for that case, please, to July 21.

8 EXAMINER BROOKS: Okay. Let's see, I believe --

9 MS. MUNDS-DRY: I did talk with Mr. Baca who is  
10 representing Cimarex, and he does not have an objection.

11 EXAMINER BROOKS: Yeah, okay. According to what I  
12 had, Tom Kellahin represented Cimarex, but --

13 MS. MUNDS-DRY: I think it's now gone to Mr. Baca  
14 because he contacted me yesterday.

15 EXAMINER BROOKS: And Ernie Padilla?

16 MS. MUNDS-DRY: Ernie Padilla, I'm sorry.

17 EXAMINER BROOKS: He entered an appearance in that  
18 case on behalf of Tritex.

19 MS. MUNDS-DRY: Okay. Mr. Padilla represents  
20 Tritex, and he has no objection. I have not talked to Mr.  
21 Kellahin, but I know that the parties are in discussion. If  
22 you would like, I can get ahold of Mr. Kelliham and get his  
23 position.

24 EXAMINER BROOKS: Well, since he's not here, I don't  
25 think that would be necessary.

1 MS. MUNDS-DRY: Okay.

2 EXAMINER BROOKS: Case Number 14672 will be  
3 continued to July 21.

4 MS. MUNDS-DRY: I will figure out who represents who  
5 by that point.

6 EXAMINER BROOKS: Yeah, okay, good. I won't be here  
7 on July 21, so --

8 MR. BRUCE: One other matter, Mr. Examiner, another  
9 example of my inability to get prepared for an uncontested  
10 hearing. If you look at Pages 2 and 3 of the docket, I have  
11 four Cimarex hearings, 14682 through 14685. I'm going to do  
12 those by affidavit, but my landman was out of town, and I'm  
13 still getting stuff at the office. I would just like to put  
14 those at the end of the day after the McDonnold and the  
15 Williams cases.

16 EXAMINER BROOKS: Okay. We are going to be taking a  
17 recess at 11 today, and we will resume at 1:30, so there will  
18 be a fairly long break in the middle of the day, assuming we  
19 don't get through before 11.

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I do hereby certify that the foregoing is  
a complete record of the proceedings in  
the Examiner hearing of Case No. \_\_\_\_\_  
heard by me on \_\_\_\_\_

\_\_\_\_\_, Examiner  
Oil Conservation Division

## 1 REPORTER'S CERTIFICATE

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3 I, IRENE DELGADO, New Mexico CCR 253, DO HEREBY  
4 CERTIFY THAT ON July 7, 2011, proceedings in the  
5 above-captioned case were taken before me and that I did  
6 report in stenographic shorthand the proceedings set forth  
7 herein, and the foregoing pages are a true and correct  
8 transcription to the best of my ability.

9 I FURTHER CERTIFY that I am neither employed by nor  
10 related to nor contracted with any of the parties or  
11 attorneys in this case and that I have no interest whatsoever  
12 in the final disposition of this case in any court.

13

14 WITNESS MY HAND this \_\_\_\_\_ day of July 2010.

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Irene Delgado, CCR 253  
Expires: 12-31-2011