

**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:**

**APPLICATION OF BURNETT OIL CO., INC. FOR
COMPULSORY POOLING, EDDY COUNTY, NEW
MEXICO**

**APPLICATION OF BURNETT OIL CO., INC.
FOR COMPULSORY POOLING, EDDY COUNTY,
NEW MEXICO**

CASE NO. 14673

CASE NO 14674

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PRE-HEARING STATEMENT

This Pre-Hearing Statement is submitted by Holland & Hart LLP, as required by the Oil Conservation Division.

APPEARANCES OF PARTIES

APPLICANT

Burnett Oil Co., Inc.
Suite 1500
Unit 9
801 Cherry Street
Fort Worth, Texas 76102

ATTORNEY

James Bruce
P.O. Box 1056
Santa Fe, New Mexico 87504
(505) 982-2043

OPPONENT

COG Operating LLC
Attn: David Evans
550 West Texas Ave.
Midland, TX 79701
(432) 683-7443

ATTORNEY

Ocean Munds-Dry, Esq.
Holland & Hart LLP
110 N. Guadalupe Suite 1
Santa Fe, NM 87504
(505) 988-4421

STATEMENT OF CASE

These applications should be denied because it will cause waste.


PROPOSED EVIDENCE

OPPONENT

WITNESSES (Name and Expertise)	ESTIMATED TIME	EXHIBITS
David Evans, Sr. Landman	Approx. 20 Min.	Approx. 10
Robert Ready, Landman Advisor	Approx. 20 Min.	Approx. 10
Noel Olivas Field Coordinator	Approx. 20 Min.	Approx. 10
Harvin Broughton, Sr. Geoscientist	Approx. 20 Min	Approx. 10
Ken Craig, Petroleum Engineer	Approx. 20 Min.	Approx. 10
Chad Elliott, Drilling Engineer	Approx. 20 Min.	Approx. 10

PROCEDURAL MATTERS

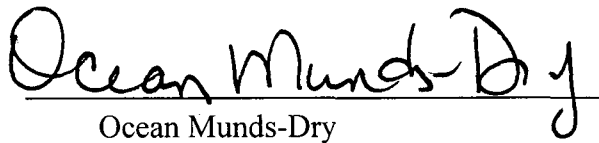
COG Operating, LLC has none at this time.


for Ocean Munds-Dry
Attorneys for COG Operating, LLC

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing pleading was served upon the following counsel of record this 16th day of June, 2011 by facsimile transmission:

**James Bruce
Post Office Box 1056
Santa Fe, New Mexico 87504
(505) 982-2151 (fax)**


Ocean Munds-Dry