

**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 PURPOSES  
OF CONSIDERING:**

**CASE NO. 14628**

**APPLICATION OF NADEL AND GUSSMAN PERMIAN, LLC FOR APPROVAL OF A  
NON-STANDARD OIL SPACING AND PRORATION UNIT AND COMPULSORY  
POOLING, EDDY COUNTY, NEW MEXICO.**

**PRE-HEARING STATEMENT**

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

**APPEARANCES OF PARTIES**

**APPLICANT**

Nadel and Gussman Permian LLC

**ATTORNEY**

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

**OPPONENT**

Stuart Dirks  
COG Operating, LLC  
550 West Texas Ave  
Midland, Texas 79701

**ATTORNEY**

Ocean Munds-Dry  
Holland & Hart LLP  
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## STATEMENT OF CASE

### OPPONENT

Concho objects to this application because if Applicant is allowed to drill the well as proposed, it will violate Concho's correlative rights.

## PROPOSED EVIDENCE

### OPPONENT

#### WITNESSES

#### ESTIMATED TIME

#### EXHIBITS

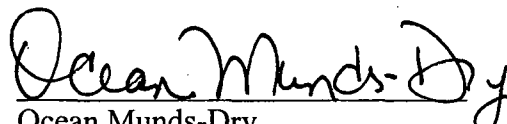
Stuart Dirks, Landman

30 minutes

Approx. 5

## PROCEDURAL MATTERS

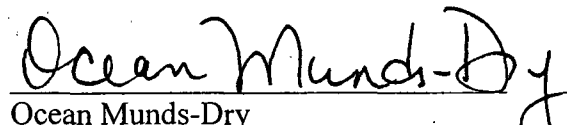
Concho has none at this time.

  
Ocean Munds-Dry  
Attorney for COG Operating, LLC

## CERTIFICATE OF SERVICE

I certify that on April 6, 2011 I served a copy of the foregoing document to the following by e-mail and U.S. Mail:

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Ocean Munds-Dry