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

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

**COPY**

PREHEARING MATTERS

JULY 28, 2011  
9:00 a.m.  
1220 St. Francis Drive  
Santa Fe, New Mexico

2011 AUG -5 A 11:05  
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JAMI BAILEY, Chairwoman  
SCOTT DAWSON  
ROBERT BALCH  
MARK SMITH, Assistant General Counsel

1 (Note: In session at 9:00)

2 CHAIRWOMAN BAILEY: Today is the meeting  
3 of the Oil Conervation Commission on Thursday, July  
4 28th in Porter Hall in Santa Fe, New Mexico. The  
5 Commission: Scott Dawson, who is the designee of  
6 the Commissioner of Public Lands; Robert Balch, who  
7 is designee of the Secretary of Energy and Natural  
8 Resources; to Scott's right is Florene Davidson, the  
9 Commission Clerk; to Bob's left is Mark Smith,  
10 Counsel for the Commission; and Jan is our court  
11 reporter today.

12 Have the commissioners had a chance to  
13 read the Minutes of the previous hearing?

14 MR. BALCH: Yes.

15 MR. DAWSON: Yes.

16 CHAIRWOMAN BAILEY: Is there a motion to  
17 adopt the Minutes?

18 MR. BALCH: Yes.

19 MR. DAWSON: I second.

20 CHAIRWOMAN BAILEY: All in favor? All  
21 those opposed? Then I will sign on behalf of the  
22 Commission. Have the commissioners have a chance to  
23 read the draft order granting the Motion to Amend  
24 the Order No. R 12546?

25 MR. DAWSON: I have.

1 MR. BALCH: Yes.

2 CHAIRWOMAN BAILEY: Is there a motion to  
3 adopt this order?

4 MR. BALCH: I will move to adopt.

5 MR. DAWSON: Second.

6 CHAIRWOMAN BAILEY: All in favor? All  
7 opposed? We will give the Order and Minutes to the  
8 Commission Secretary.

9 CHAIRWOMAN BAILEY: On the docket today we  
10 have some cases that will be continued. I would  
11 like to go ahead and take care of those right now.  
12 Case No. 14497, Application of David H. Arrington  
13 Oil and Gas for Compulsory Cooling, Lea County New  
14 Mexico, and Case 14538, Application of Marshall &  
15 Winston, Incorporated to Cancel an Operator's  
16 Authority and Terminate a Spacing Unit and Approve a  
17 Change of Operator in Lea County, New Mexico have  
18 both been continued to the August 25, 2011  
19 commission hearing.

20 We will deliberate the de novo case 14472  
21 following testimony of today's hearing so that  
22 there's no time pressure for those deliberations.


23 (Note: The prehearing matters were  
24 concluded.)

25

## REPORTER'S CERTIFICATE

I, JAN GIBSON, Certified Court Reporter for the State of New Mexico, do hereby certify that I reported the foregoing proceedings in stenographic shorthand and that the foregoing pages are a true and correct transcript of those proceedings and was reduced to printed form under my direct supervision.

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

  
JAN GIBSON, CCR-RPR-CRR  
New Mexico CCR No. 194  
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