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August 18, 2011

Via fax

Jami Bailey, Director  
Oil Conservation Division  
1220 South St. Francis Drive  
Santa Fe, New Mexico 87505

Re: Arrington/Marshall & Winston  
Cases 14497 & 14538 *de novo*

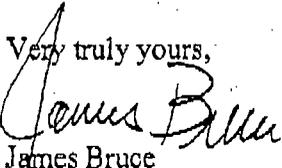
Dear Ms. Bailey:

This letter constitutes Marshall & Winston's response to Arrington's motion for continuance. This is the third continuance request Arrington has made in this matter. Marshall & Winston has been ready to proceed with the hearing each time. Marshall & Winston understands the concerns of a small operator, being one itself, but would like to conclude this matter. If the motion is granted, Marshall & Winston would like it explicit that Arrington will be granted no more continuances.

On a related matter, the pre-hearing statements and exhibits are due today. The undersigned has been out of the office for most of the last week, and has hearings today at the Division and tomorrow in District Court. Therefore, I request the Director's permission to file exhibits, *etc.* on Monday, August 22nd if the continuance is not granted.

Thank you.

Very truly yours,

  
James Bruce

Attorney for Marshall & Winston, Inc.