

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

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

**APPLICATION OF AGAVE ENERGY COMPANY
FOR AUTHORITY TO INJECT, LEA COUNTY,
NEW MEXICO.**

Case No. 14720

UNOPPOSED MOTION FOR A CONTINUANCE

Kaiser-Francis Oil Company ("KFOC") moves for a continuance of the hearing this case, and in support thereof, states:

1. KFOC operates acreage to the immediate north of the proposed injection well, and has plans to develop the Delaware formation.
2. The hearing in this matter is set for September 22, 2011. Due to internal miscommunication, KFOC's engineer in charge of the subject area did not become aware of the hearing until September 8, 2011. Thus, KFOC needs additional time to prepare for hearing.
3. KFOC initially intended to object to the application, but the parties' technical personnel have been in contact with each other, and they may be able to work out their differences. The parties plan on meeting again in October to discuss the application.
4. Applicant's primary witness is unavailable for the October Commission hearing. Thus, the parties request that the matter not be heard in October.
5. Applicant consents to this request.

Respectfully submitted,




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Kaiser-Francis Oil Company

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing pleading was served upon the following counsel of record this 15th day of September, 2011 by facsimile transmission:

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