

STATE OF NEW MEXICO
ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT
OIL CONSERVATION DIVISION
SANTA FE, NEW MEXICO

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

APPLICATION OF CIMAREX ENERGY CO. of
COLORADO FOR APPROVAL OF A NON-STANDARD
OIL SPACING AND PRORATION UNIT, AN
UNORTHODOX LOCATION, AND COMPULSORY
POOLING, IN LEA COUNTY, NEW MEXICO.

Case No. 14764

PRE-HEARING STATEMENT

This Pre-hearing Statement is submitted by Sprial Incorporated by and through its undersigned counsel, Ernest L. Padilla, PADILLA LAW FIRM, P.A., as required by the Oil Conservation Division.

APPEARANCES OF PARTIES

APPLICANT:

Cimarex Energy, Co.

James Bruce
Post Office Box 1056
Santa Fe, New Mexico 87504
(505) 982-2043

ATTORNEY:

Ernest L. Padilla
Padilla Law Firm, P.A.
P.O. Box 2523
Santa Fe, New Mexico 87504
(505) 988-7577
Attorney for Sprial Inc.

OPPOSITION OR OTHER PARTY:

(Unknown)

STATEMENT OF CASE

APPLICANT:

wvt 1/12/12

OPPOSITION OR OTHER PARTY:

Applicant made a proposal to Spiral Inc. that is no longer current or valid. Applicant has not complied with the intent and mandate of the compulsory pooling statute. Accordingly, the application is premature as to Spiral Inc. because Applicant has not made a good faith effort to join Spiral Inc.'s interest in the proposed well.

PROPOSED EVIDENCE

APPLICANT

WITNESSES	EST. TIME	EXHIBITS
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OPPOSITION

WITNESSES	EST. TIME	EXHIBITS
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Melissa Randle	20 min.	Correspondence and Proposal made by Applicant
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(Unknown)

PROCEDURAL MATTERS

(Please identify any procedural matters which need to be resolved prior to hearing.)

None

PADILLA LAW FIRM, P.A.



Ernest L. Padilla
Attorney for Spiral, Inc.
PO Box 2523
Santa Fe, New Mexico 87504
505-988-7577

CERTIFICATE OF SERVICE

I hereby certify that I caused a copy of this Pre-Hearing Statement to be served upon James Bruce, PO Box 1056, Santa Fe, New Mexico 87504, by facsimile at 505-982-2151 this 12th day of January, 2012.



ERNEST L. PADILLA