

## Brooks, David K., EMNRD

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**From:** Adam Rankin <AGRankin@hollandhart.com>  
**Sent:** Tuesday, July 10, 2012 1:14 PM  
**To:** jamesbruc@aol.com; Brooks, David K., EMNRD  
**Subject:** RE: Cases 14770 and 14771

David,

Jim is correct. The Louisiana wells require the Nov. 1 deadline, the others need only have a Dec. 1 deadline. As for additional wells, the order need only address the first well.

Thanks.

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**From:** [jamesbruc@aol.com](mailto:jamesbruc@aol.com) [<mailto:jamesbruc@aol.com>]  
**Sent:** Tuesday, July 10, 2012 12:45 PM  
**To:** [david.brooks@state.nm.us](mailto:david.brooks@state.nm.us)  
**Cc:** Adam Rankin  
**Subject:** Re: Cases 14770 and 14771

Dvaid: I have discussed this with Adam, and the order on the Louisiana wells (Case 14770) needs a November 1, 2012 commencement date for the initial well. The other case (14771) can have a December 1, 2012 commencement date, because there is no expiring lease.

Jim

-----Original Message-----

From: Brooks, David K., EMNRD, EMNRD <[david.brooks@state.nm.us](mailto:david.brooks@state.nm.us)>  
To: jamesbruc <[jamesbruc@aol.com](mailto:jamesbruc@aol.com)>  
Cc: agrankin <[agrankin@hollandhart.com](mailto:agrankin@hollandhart.com)>  
Sent: Mon, Jul 9, 2012 4:43 pm  
Subject: Cases 14770 and 14771

At the hearing on June 25, you indicated that COG and Cimarex had agreed to entry of an order on these cases, subject to (1) November 1 date to commence drilling, (2) no extension w/o notice and hearing, and (3) COG would not have to pay drilling costs up front.

You also indicated you would draft an order, though I have not received one.

I can easily draft an order incorporating conditions (1) and (2), but would greatly prefer you handle (3) with a side agreement between Cimarex and CO,G because I doubt you would want to extend that courtesy to others, and it is awkward for us to include a provision that treats one pooled party different from others.

Please advise.

I am leaving on vacation on July 12; so if you both want an order on this with conditions (1) and (2), please let me know ASAP. I promise (subject to *force majeure*, to get the orders drafted before I leave if you let me know by noon Wednesday.

Thanks

David