

## Brooks, David K., EMNRD

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**From:** Brooks, David K., EMNRD  
**Sent:** Thursday, August 02, 2012 3:07 PM  
**To:** 'Adam Rankin'  
**Cc:** Bailey, Jami, EMNRD; Jones, William V., EMNRD  
**Subject:** RE: Case No. 14790 - Order No. R-11328-B

I think the waiver is sufficient. However, I would be happier if you could get them to send you another copy with the signing party's type name and capacity added.

David

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**From:** Adam Rankin [<mailto:AGRankin@hollandhart.com>]  
**Sent:** Thursday, August 02, 2012 3:04 PM  
**To:** Brooks, David K., EMNRD  
**Cc:** Bailey, Jami, EMNRD; Jones, William V., EMNRD  
**Subject:** RE: Case No. 14790 - Order No. R-11328-B

David,

Apologies. I should have done so with my first email. Attached is the waiver from Endeavor. OXY's Aug. 15 deadline is one imposed by the BLM, by the way.

Much appreciated.

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**From:** Brooks, David K., EMNRD [<mailto:david.brooks@state.nm.us>]  
**Sent:** Thursday, August 02, 2012 3:01 PM  
**To:** Adam Rankin  
**Cc:** Bailey, Jami, EMNRD; Jones, William V., EMNRD  
**Subject:** RE: Case No. 14790 - Order No. R-11328-B

Good Afternoon, Adam

I think you are correct, provided that the Division has not taken any action to re-open the case of stay Order R-11328, and provided the waiver is legally sufficient.

To satisfy myself regarding the second point, I would appreciate your furnishing a copy of the waiver.

Sincerely

David K. Brooks

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**From:** Adam Rankin [<mailto:AGRankin@hollandhart.com>]  
**Sent:** Thursday, August 02, 2012 1:48 PM  
**To:** Brooks, David K., EMNRD  
**Subject:** OXY: Case No. 14790 - Order No. R-11328-B

David,

Attached is a letter submitted on July 11 to Director Bailey. I had meant to cc you on it, but neglected to do so. As the letter indicates, OXY discovered that one offsetting party, Endeavor Resources, was not noticed, as they should have been. We have acquired that party's waiver and submitted it to the OCD.

OXY needs to have the well ready to inject by Aug. 15th and would like to know that they are clear to do so. I don't think we need an amended order if the waiver is included in the case file. Since there is an order now in place, I think they should be OK to proceed.

Can you advise?

Let me know if you have any questions. I appreciate your help.

Adam