

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

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

**APPLICATION OF COG OPERATING LLC FOR
A NON-STANDARD SPACING AND PRORATION
UNIT AND COMPULSORY POOLING, LEA
COUNTY, NEW MEXICO.**

Case No. 14,886

**DEVON ENERGY PRODUCTION COMPANY, L.P.'S
MOTION FOR A CONTINUANCE**

Devon Energy Production Company, L.P. ("Devon") moves for an order continuing the above case to the October 4, 2012 Examiner hearing, and in support thereof, states:

1. Case No. 14886, filed by COG Operating LLC ("COG"), requests the pooling of the Second Bone Spring formation underlying the N/2N/2 of Section 6, Township 19 South, Range 32 East, N.M.P.M. It is currently scheduled for hearing on September 6, 2012.
2. Devon has filed (i) Case Nos. 14893 and 14894, collectively seeking to pool the First and Second Bone Spring formations underlying the E/2E/2 of the same Section 6, and (ii) Case Nos. 14895 and 14896, collectively seeking to pool the First and Second Bone Spring formations underlying the W/2E/2 of Section 6. The cases are currently scheduled for hearing on September 6, 2012.
3. The granting of COG's application will require the denial of Devon's applications; and, by the same token, the granting of Devon's applications will require the denial of COG's application. Therefore, the cases must be consolidated for hearing.

4. Devon plans on presenting a landman, geologist, reservoir engineer, and completion engineer at hearing. However, Devon's witnesses have conflicts with the September 6 and September 20 hearings, as follows:

(a) Devon is changing the areas for which landmen will be responsible at the end of this week. The current landman, Jim Ball, is turning over duties to the new landman, Cari Allen. Due to the changes, Ms. Allen will require time to familiarize herself with these applications. If Mr. Ball must testify, he is unavailable on September 6 and September 20.

(b) The geologist, Zach Poland, is not available on September 20.

(c) The engineers, Ryan Rickett and James Albee, are not available on September 6 due to involvement with internal budgetary matters during the next two weeks.

5. In addition, the following matters affect the hearings:

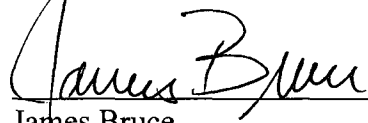
(a) Certain parties being pooled by Devon did not receive notice for the September 6 hearing, and will be noticed for the September 20 hearing. Thus, regardless of other matters, Devon's applications need to be continued.

(c) There are title issues regarding interests possibly owned by Apache Corporation and Chisos, Ltd., which may not be resolved before hearing. Neither COG nor Devon have proposed the various wells to these companies.

5. **Counsel for COG opposes this motion.**

WHEREFORE, Devon requests that Case Nos. 14886, 14893, 14894, 14895, and 14896 be continued to the October 4 Examiner hearing.

Respectfully submitted,




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Attorney for Devon Energy Production
Company, L.P.

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing pleading was served upon the following counsel of record this 28th day of August, 2012 by facsimile transmission and U.S. Mail:

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