



**MONTGOMERY
& ANDREWS**
LAW FIRM

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2013 MAR 20 P 2:04

March 20, 2013

Ms. Jami Bailey, Director
NM Oil Conservation Division
1220 S. St. Francis Drive
Santa Fe, NM 87501

Hand-Delivered

Re: NMOCD Case No. 14957: Application of SM Energy Company for Designation of a Non-Standard Spacing and Proration Unit and for Compulsory Pooling, Eddy County, New Mexico (Parkway "36" State No. 4H)

Dear Ms. Bailey:

On behalf of SM Energy Company, we request that the application in this matter be dismissed.

Very truly yours,

J. Scott Hall

JSH:kw

cc: Joseph Davis

452914

REPLY TO:

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