

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

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

**IN THE MATTER OF THE APPLICATION
OF COG OPERATING LLC FOR DESIGNATION
OF A NON-STANDARD SPACING AND PRORATION
UNIT AND FOR COMPULSORY POOLING,
EDDY COUNTY, NEW MEXICO.**

**RECEIVED OCD
2013 JUL 18 P 4: 09**

CASE NO. 15031

PRE-HEARING STATEMENT

This pre-hearing statement is submitted by OXY Y-1 Company. (OXY) as required by the Oil Conservation Division.

APPEARANCES

APPLICANT

OXY USA Inc.
PO BOX 4294
Houston, TX 77210-4294 .

ATTORNEY

Dalva L. Moellenberg
Germaine R. Chappelle
Gallagher & Kennedy, PA
1233 Paseo de Peralta
Santa Fe, NM 87501-2758
(505) 982-9523
(505) 983-8160
germaine.chappelle@gknet.com

STATEMENT OF THE CASE

OXY is in the process of evaluating voluntary participation in the well described in the above-referenced Application by COG and hereby preserves the ability to participate in the

adjudicatory process with respect to this matter. However, with respect to the procedural issue identified below, OXY requests that a continuance be granted so that the procedural issue can be remedied.

INTEREST-OWNER'S PROPOSED EVIDENCE

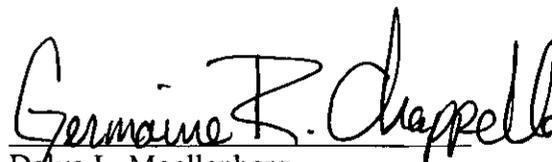
WITNESS Name and Expertise	ESTIMATED TIME	EXHIBITS
Christopher J. Canon, Senior Land Negotiator	Approx. 10 minutes	Approx. 5
Jeff C. Thompson, Senior Geologic Advisor	Approx. 10 minutes	Approx. 5

PROCEDURAL MATTERS

OXY was provided with an AFE regarding the subject well on June 7, 2013. However, OXY has not received notice of the hearing currently scheduled for this matter and has been informed that an additional interest-owner also did not receive notice of the hearing.

Respectfully submitted,

GALLAGHER & KENNEDY, P.A.



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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing PRE-HEARING STATEMENT, was delivered by email on July 18, 2013 as specified below to the following:

110 North Guadalupe
Suite 1
Santa Fe, NM 87501
mfeledwert@hollandhart.com
agrankin@hollandhart.com

DATED this 18th day of July 2013.

