

3 IN THE MATTER OF THE HEARING CALLED  
4 BY THE OIL CONSERVATION DIVISION FOR  
5 THE PURPOSE OF CONSIDERING:

6 APPLICATION OF COG OPERATING, LLC  
7 FOR A NONSTANDARD SPACING AND  
8 PRORATION UNIT AND COMPULSORY POOLING,  
9 EDDY COUNTY, NEW MEXICO.

CASE NO. 14999

ORIGINAL

REPORTER'S TRANSCRIPT OF PROCEEDINGS

EXAMINER HEARING

September 5, 2013

Santa Fe, New Mexico

14 BEFORE: DAVID K. BROOKS, CHIEF EXAMINER  
15 PHILLIP GOETZE, TECHNICAL EXAMINER

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18 This matter came on for hearing before the  
19 New Mexico Oil Conservation Division, David K. Brooks,  
20 Chief Examiner, and Phillip Goetze, Technical Examiner,  
21 on Thursday, September 5, 2013, at the New Mexico  
22 Energy, Minerals and Natural Resources Department, 1220  
23 South St. Francis Drive, Porter Hall, Room 102,  
24 Santa Fe, New Mexico.

23 REPORTED BY: Mary C. Hankins, CCR, RPR  
24 New Mexico CCR #20  
25 Paul Baca Professional Court Reporters  
500 4th Street, Northwest, Suite 105  
Albuquerque, New Mexico 87102

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APPEARANCES

FOR APPLICANT COG OPERATING, LLC:

OCEAN MUNDS-DRY, ESQ.  
HOLLAND & HART  
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FOR APACHE CORPORATION AND ZPZ DELAWARE I, LLC:

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EXHIBITS OFFERED AND ADMITTED

(No Exhibits.)

1 (10:08 a.m.)

2 EXAMINER BROOKS: And we will call Case  
3 Number 14999, application of COG Operating, LLC for --  
4 COG Operating, LLC for a nonstandard spacing and  
5 proration unit and compulsory pooling, Eddy County,  
6 New Mexico.

7 Appearances?

8 MR. BRUCE: Mr. Examiner, I entered an  
9 appearance on behalf of Apache Corporation and ZPZ  
10 Delaware I, LLC, which is an interest owner.  
11 Mr. Feldewert is representing COG in this matter.

12 MS. MUNDS-DRY: Mr. Brooks, Ocean Munds-Dry  
13 with COG Operating, LLC. I had actually understood this  
14 was to be dismissed. So I'm sorry, but I'm a little  
15 surprised. I didn't hear that at the beginning of the  
16 docket.

17 MR. BRUCE: I know the parties were in  
18 negotiation.

19 EXAMINER BROOKS: I had requested that it  
20 be called to my attention if there were additions or  
21 corrections to the continuances and dismissals, and  
22 nobody said anything. But, you know, we can continue  
23 this case if that's what everybody wants to do.

24 MR. BRUCE: That would be fine.

25 MS. MUNDS-DRY: Yeah, let me do that,

1 since, again, I'm not sure what's happening (laughter).

2 EXAMINER BROOKS: It has this legend,  
3 "Continued from the August 22nd Examiner Hearing," which  
4 is something Florene usually puts on here when the case  
5 has already been heard and it's continued for some  
6 purpose.

7 MR. BRUCE: It hasn't been heard. It was  
8 simply continued.

9 MS. MUNDS-DRY: If we could continue it two  
10 more weeks, Mr. Brooks. I apologize. I didn't catch  
11 that when you were doing the docket.

12 EXAMINER BROOKS: Case Number 14999 will be  
13 continued until September -- I guess it's the 19th.

14 MS. MUNDS-DRY: Thank you. I apologize for  
15 that. I expect it will be dismissed shortly.

16 EXAMINER BROOKS: Okay. We would welcome  
17 that.

18 MS. MUNDS-DRY: Thank you.

19 EXAMINER BROOKS: And this hearing will  
20 stand adjourned.

21 (Case Number 14999 concludes, 10:09 a.m.)

22  
23 I do hereby certify that the foregoing is  
24 a complete record of the proceedings in  
the Examiner hearing of Case No. \_\_\_\_\_  
heard by me on 9-5-2013 \_\_\_\_\_

25 David K. Brooks, Examiner  
Oil Conservation Division

1 STATE OF NEW MEXICO  
2 COUNTY OF BERNALILLO

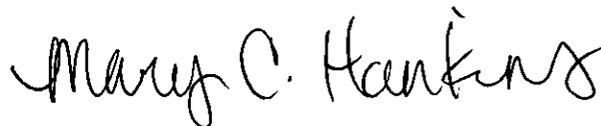
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CERTIFICATE OF COURT REPORTER

I, MARY C. HANKINS, New Mexico Certified Court Reporter No. 20, and Registered Professional Reporter, do hereby certify that I reported the foregoing proceedings in stenographic shorthand and that the foregoing pages are a true and correct transcript of those proceedings that were reduced to printed form by me to the best of my ability.

I FURTHER CERTIFY that the Reporter's Record of the proceedings truly and accurately reflects the exhibits, if any, offered by the respective parties.

I FURTHER CERTIFY that I am neither employed by nor related to any of the parties or attorneys in this case and that I have no interest in the final disposition of this case.



MARY C. HANKINS, CCR, RPR  
Paul Baca Court Reporters, Inc.  
New Mexico CCR No. 20  
Date of CCR Expiration: 12/31/2013