

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

**APPLICATION OF THE NEW MEXICO OIL AND GAS ASSOCIATION TO REPEAL AND REPLACE TITLE 19, CHAPTER 15, PART 34 OF THE NEW MEXICO ADMINISTRATIVE CODE ADDRESSING PRODUCED WATER, DRILLING FLUIDS AND OTHER LIQUID OIL FIELD WASTE; AND TO AMEND THE DEFINITION OF PRODUCED WATER IN TITLE 19, CHAPTER 15, PART 2, OF THE NEW MEXICO ADMINISTRATIVE CODE.**

**CASE NO. 15239**

**MOTION TO SUBSTITUTE EXHIBIT TO CORRECT ERRORS**

The New Mexico Oil and Gas Association (“NMOGA”) hereby moves the Commission to substitute Exhibit 41 filed in advance of the February 13, 2014, hearing with the attached document marked as Exhibit 41A. As discussed at the February 13th hearing, the filed Exhibit 41 contains errors relating to numbers for “Fresh/cut brine” and “MRO” that were not discovered until the testimony of Dr. Clay Robinson. The attached Exhibit 41A corrects these errors.

WHEREFORE, NMOGA requests that the Commission substitute Exhibit 41 with the attached Exhibit 41A.

Respectfully submitted:

**HOLLAND & HART, LLP**



Michael H. Feldewert  
Post Office Box 2208  
Santa Fe, New Mexico 87504  
(505) 988-4421  
(505) 983-6043 Facsimile

**ATTORNEY FOR  
THE NEW MEXICO OIL AND GAS ASSOCIATION**

RECEIVED OGD  
2015 FEB 23 PM 3:36

**CERTIFICATE OF SERVICE**

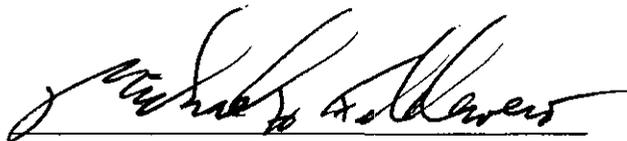
I hereby certify that on February 23, 2015, I served a copy of the foregoing document to the following counsel of record via electronic mail to:

Gabe Wade  
Assistant General Counsel  
Energy, Minerals and Natural  
Resources Department  
1120 South St. Francis Drive  
Santa Fe, New Mexico 87505  
(505) 476-3451  
gabriel.wade@state.nm.us

**ATTORNEY FOR  
THE OIL CONSERVATION DIVISION**

Karin V. Foster  
Chatham Partners, Inc.  
5805 Mariola Place, NE  
Albuquerque, New Mexico 87111  
(505) 238-8385  
Fosterassociates2005@yahoo.com

**ATTORNEY FOR INDEPENDENT PETROLEUM  
ASSOCIATION OF N.M.**



Michael H. Feldewert

Cuttings	8015M				
	TPH 418.1	GRO	DRO	GRO+DRO	MRO
	----- mg/kg -----				
Fresh water	310	ND	ND	ND	ND
Cuttings/mud	830	ND	10	10	ND
Fresh/cut brine	13,800	340	5,500	5,840	500
Brine cuttings	50,600	840	6,650	7,480	840

ND = Not detected

BEFORE THE OIL CONVERSION  
 COMMISSION  
 Santa Fe, New Mexico  
 Exhibit No. 41A  
 Submitted by: NMOGA  
 Hearing Date: February 13, 2015