



**MONTGOMERY  
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October 22, 2015

Florene Davidson  
New Mexico Oil Conservation Division  
1220 South St. Francis Drive  
Santa Fe, NM 87505

**Re: NMOCD Case No. 15379**

Dear Ms. Davidson:

Enclosed please find for filing the original and one copy of the Pre-Hearing Statement on behalf of Dominion Production Company, LLC.

Thank you.

Very truly yours,

Diana Luna  
Assistant to J. Scott Hall

Enclosure  
cc: Keith W. Herrmann (via hand-delivery)

**REPLY TO:**

325 Paseo de Peralta  
Santa Fe, New Mexico 87501  
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Santa Fe, New Mexico 87504-2307

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

RECEIVED OGD

2015 OCT 22 P 4: 39

IN THE MATTER OF THE APPLICATION OF  
THE NEW MEXICO OIL CONSERVATION  
DIVISION ("OCD") COMPLIANCE AND  
ENFORCEMENT MANAGER FOR A  
COMPLIANCE ORDER AGAINST DOMINION  
PRODUCTION COMPANY LLC

CASE NO. 15379

PRE-HEARING STATEMENT

Dominion Production Company, LLC ("Dominion") provisionally provides this Pre-Hearing Statement as required by the rules of the Division.

**APPEARANCES**

DOMINION PRODUCTION  
COMPANY, LLC

DOMINION PRODUCTION COMPANY  
LLC'S ATTORNEY

J. Scott Hall, Esq.  
Seth C. McMillan, Esq.  
MONTGOMERY & ANDREWS, P.A.  
P.O. Box 2307  
Santa Fe, NM 87504-2307  
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[shall@montand.com](mailto:shall@montand.com)

APPLICANT

APPLICANT'S ATTORNEY

OCD COMPLIANCE AND  
ENFORCEMENT OFFICER

Keith W. Herrmann  
Assistant General Counsel  
Energy, Minerals and Natural Resources  
Department of the State of New Mexico  
1220 South St. Francis Drive  
Santa Fe, NM 87505  
(505) 476-3463  
[Keith.herrmann@state.nm.us](mailto:Keith.herrmann@state.nm.us)

**STATEMENT OF THE CASE**

Applicant Compliance and Enforcement Manager seeks a compliance order against Dominion Production Company, LLC finding that the operator is in violation of Agreed Compliance Order 285, the Oil and Gas Act and the Division’s rules, requiring the operator to return to compliance with Division rules by a date certain, and in the event of non-compliance, request additional sanctions.

**PROPOSED EVIDENCE**

DOMINION PRODUCTION  
COMPANY, LLC

<u>OPPONENT</u>	<u>EST. TIME</u>	<u>EXHIBITS</u>
<u>WITNESSES</u>		
David Burns, President Dominion Production Company, LLC	30 minutes	12
Don Systma, CFO Nasco Energie & Rosthoff AG	20 minutes	4

OCD COMPLIANCE AND  
ENFORCEMENT OFFICER

WITNESSES

**PROCEDURAL MATTERS**

The Application, legal notice for publication, or other notice that may have been provided in this matter do not comply with the requirements of 19.15.4.8 and 19.15.4.9.A(7) NMAC of the Division’s rules. Although Dominion Production Company provisionally provides this Pre-Hearing Statement, it waives no rights with respect to these omissions.

Respectfully submitted,

MONTGOMERY & ANDREWS, P. A.

By: J. Scott Hall

J. Scott Hall, Esq.

Seth C. McMillan, Esq.

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smcmillan@montand.com

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing was served to counsel of record by electronic mail this 22nd day of October, 2015:

Keith W. Herrmann  
Assistant General Counsel  
Energy, Minerals and Natural Resources  
Department of the State of New Mexico  
1220 South St. Francis Drive  
Santa Fe, NM 87505

J. Scott Hall

J. Scott Hall