

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

RECEIVED OGD  
2017 NOV 21 P 4: 37

**APPLICATION OF COG OPERATING  
LLC FOR A NON-STANDARD OIL  
SPACING AND PRORATION UNIT  
AND COMPULSORY POOLING,  
LEA COUNTY, NEW MEXICO**

**Case No. 15880**

**MOTION FOR CONTINUANCE AND  
REQUEST FOR PREHEARING CONFERENCE**

Occidental Permian Limited Partnership ("Occidental") moves for a continuance of this matter from the November 30, 2017 Hearing Examiner docket until the next Hearing Examiner docket on December 21, 2017. This motion is timely under section 19.15.4.13.C NMAC. In addition, Occidental requests that a prehearing conference be set on this matter and three related matters in accordance with section 19.15.4.16.B NMAC. As grounds for this motion, Occidental states as follows:

1. Occidental received notice from COG Operating LLC ("Applicant") by letter dated November 6, 2017 regarding a hearing on matter 15878 and notice by letters dated November 8, 2017 regarding hearings on matters 15879, 15880 and 15881. Occidental received the notice letters on November 14, 2017. Consequently, as of this date it has been only a week since Occidental received the hearing notices.
2. All of these hearings were set to be heard on the November 30, 2017 Hearing Examiner docket. These four matters are related and seek approval of non-standard spacing and compulsory pooling for four proposed wells that are part of a single plan of development.
3. Occidental is a working interest owner and objects to the plan for development of these four wells as proposed by Applicant. Since receipt of the hearing notices, Occidental has

discussed its objections with Applicant and the parties have been unable to agree on a plan of development.

4. Occidental requests that this matter and the related matters be continued to allow for additional time to seek a resolution of the issues relating to the plan of development.

5. Given the complexity of the issues in this matter, Occidental needs additional time to prepare for a hearing in the event that the issues cannot be resolved and this matter needs to be addressed in a contested hearing.

6. Counsel for Occidental has conferred with counsel for the Applicant and at this time, there is no agreement between the parties on a continuance.

WHEREFORE, Occidental respectfully requests that a hearing on this matter be continued from the November 30, 2017 docket to the December 21, 2017 docket.

Respectfully submitted,

GALLAGHER & KENNEDY, P.A.

By: 


Dalva L. Moellenberg  
1239 Paseo de Peralta  
Santa Fe, New Mexico 87501  
(505) 982-9523 (Telephone)  
(505) 983-8160 (Fax)  
[dln@gknet.com](mailto:dln@gknet.com)

ATTORNEY FOR Occidental Permian Limited  
Partnership

### **CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing pleading, was served electronically upon the following counsel on this 21<sup>st</sup> day of November, 2017.

Gary W. Larson, Esq.  
Hinkle Shanor LLP  
P.O. Box 2068  
Santa Fe, New Mexico 87504  
[glarson@hinklelawfirm.com](mailto:glarson@hinklelawfirm.com)



---

Dalva L. Moellenberg