

August 25, 2006

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HAND-DELIVERED

Mr. Mark E. Fesmire, P.E.
Director
Oil Conservation Division
New Mexico Energy, Minerals and
Natural Resources Department
1220 South Saint Francis Drive
Santa Fe, New Mexico 87505

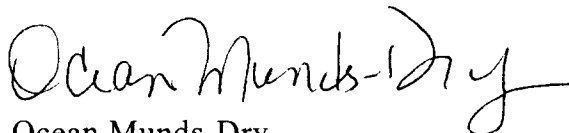
**Re: Case No. 13740: Application of BEPCo., L.P., for Compulsory Pooling,
Eddy County, New Mexico.**

Dear Mr. Fesmire:

BEPCo., L.P., hereby requests that the Examiner Hearing in the above-referenced cases that is currently scheduled for September 14, 2006, Examiner hearing docket be dismissed.

Your attention to this request is appreciated.

Very truly yours,



Ocean Munds-Dry
for Holland & Hart LLP

WFC:keh

cc: J. Scott Hall
J. Wayne Bailey