

SUTIN THAYER & BROWNE  
A PROFESSIONAL CORPORATION  
LAWYERS

IRWIN S. MOISE (1906-1984)  
LEWIS R. SUTIN (1908-1992)  
FRANKLIN JONES (1919-1994)  
RAYMOND W. SCHOWERS (1948-1995)  
GRAHAM BROWNE (1935-2003)  
MICHAEL G. SUTIN (OF COUNSEL)  
BENJAMIN ALLISON  
C. SHANNON BACON  
PAUL BARDACKE  
JAMES E. BRISTOL III  
ANNE P. BROWNE  
SUZANNE WOOD BRUCKNER  
CRISTY J. CARBON-GAUL  
MARK CHAIKEN  
SUSAN G. CHAPPELL  
GERMAINE R. CHAPPELLE

MARIA MONTOYA CHAVEZ  
SAUL COHEN  
MICHAEL J. GOLDEN  
GAIL GOTTLIEB  
SUSAN M. HAPKA  
HELEN HECHT  
JAY D. HERTZ  
ROBERT G. HEYMAN  
CHRISTOPHER A. HOLLAND  
HENRY A. KELLY  
KERRY KIERNAN  
PETER S. KIERST  
RACHEL S. KING  
ANDREW P. KNIGHT  
TWILA B. LARKIN  
DEREK V. LARSON

C. JOSEPH LENNIHAN  
STEVAN DOUGLAS LOONEY  
ELIZABETH J. MEDINA  
VICTOR P. MONTOYA  
JEAN C. MOORE  
SARITA NAIR  
MICHELLE K. OSTRYE  
JAY D. ROSENBLUM  
FRANK C. SALAZAR  
RONALD SEGEL  
RAY SHOLLENBARGER  
ANDREW J. SIMONS  
JEANNE Y. SOHN  
NORMAN S. THAYER  
BENJAMIN E. THOMAS  
CHRISTINA S. WEST

TWO PARK SQUARE  
6565 AMERICAS PARKWAY, N.E.  
ALBUQUERQUE, NEW MEXICO 87110  
POST OFFICE BOX 1945  
ALBUQUERQUE, NEW MEXICO 87103  
505-883-2500  
FAX 505-888-6565

317 PASEO DE PERALTA  
SANTA FE, NEW MEXICO 87501  
POST OFFICE BOX 2187  
SANTA FE, NEW MEXICO 87504  
505-988-5521  
FAX 505-982-5297

WWW.SUTINFIRM.COM

*CASE FILE  
13663*

March 23, 2007

David Catanach  
Oil Conservation Division  
1220 South St. Francis Drive  
Santa Fe, NM 87505

Case No. 13,663 - Synergy Operating  
SW/4 Section 8-29N-11W

Dear David:

Please be advised that Ed Smith intends to appear at the April 12, 2007 hearing on this matter.

Very truly yours,

SUTIN, THAYER & BROWNE  
A Professional Corporation

By *Derek V. Larson*  
Derek V. Larson  
Albuquerque Office

DVL:mrt

cc: Leola Kellogg  
Ed Smith  
James Bruce  
Scott Hall

973863

RECEIVED

MAR 28 2007

Oil Conservation Division  
1220 S. St. Francis Drive  
Santa Fe, NM 87505

**JAMES BRUCE**  
ATTORNEY AT LAW

POST OFFICE BOX 1056  
SANTA FE, NEW MEXICO 87504

369 MONTEZUMA, NO. 213  
SANTA FE, NEW MEXICO 87501

(505) 982-2043 (Phone)  
(505) 660-6612 (Cell)  
(505) 982-2151 (Fax)

[jamesbruc@aol.com](mailto:jamesbruc@aol.com)

March 22, 2007

CERTIFIED MAIL – RETURN RECEIPT REQUESTED

To: Persons on Exhibit A

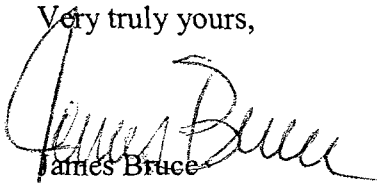
Ladies and Gentlemen:

New Mexico Oil Conservation Division Order No. R-12629 pooled the W½ of Section 8, Township 29 North, Range 11 West, N.M.P.M., San Juan County, New Mexico, from the surface to the base of the Fruitland Coal formation, for the drilling of the Duff Well No. 105, located in the NW¼SW¼ of Section 8. A copy of the order is enclosed. Synergy Operating, LLC, the operator of the well unit, did not fully complete the subject well until after the time period set forth in the order, and applied to the Division for an extension of the well completion deadline. Due to objections filed with the Division, the case has been re-opened to determine whether (i) the operator complied with the order, (ii) the extension should be granted, and/or (iii) the order should be re-instated.

This matter is scheduled for hearing at 8:15 a.m. on Thursday, April 12, 2007, at the Division's offices at 1220 South St. Francis Drive, Santa Fe, New Mexico 87505. As an interest owner in the well unit, you have the right to enter an appearance and participate in the case. Failure to appear will preclude you from contesting this matter at a later date.

You are required to notify (in writing) the Division, and the undersigned, by Thursday, April 5, 2007 if you intend to participate in the hearing.

Very truly yours,

  
James Bruce

Attorney for Synergy Operating, LLC