

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

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APPLICATION OF THE NEW MEXICO OIL CONSERVATION DIVISION, THROUGH THE ENFORCEMENT AND COMPLIANCE MANAGER, FOR A COMPLIANCE ORDER AGAINST REUBIN COLLINS D/B/A RCJ ENTERPRISES, FINDING THAT OPERATOR KNOWINGLY AND WILLFULLY VIOLATED OIL CONSERVATION DIVISION RULE 19.15.13.1115 NMAC AS TO SEVEN WELLS; AS TO ACTIVE WELLS KNOWINGLY AND WILLFULLY VIOLATED 19.15.9.701 AND 19.15.13.1104 NMAC, OR IN THE ALTERNATIVE, FINDING THAT OPERATOR KNOWINGLY AND WILLFULLY VIOLATED 19.15.4.201 NMAC; ASSESSING PENALTIES; REQUIRING OPERATOR TO RETURN THE WELLS TO COMPLIANCE BY A DATE CERTAIN; AUTHORIZING THE DIVISION TO PLUG THE WELLS IN THE EVENT OF OPERATOR'S NON-COMPLIANCE; LEA COUNTY, NEW MEXICO.

CASE NO. 14051

MOTION TO DISMISS APPLICATION FOR COMPLIANCE ORDER
AGAINST REUBIN COLLINS D/B/A RCJ ENTERPRISES

COMES NOW, Applicant Oil Conservation Division (Applicant) and hereby requests that this case be dismissed.

AS GROUNDS, Applicant states:

- (1) On November 14, 2007, Applicant filed the above entitled application to get Respondent Reubin Collins d/b/a RCJ Enterprises (Respondent) to come into compliance with OCD Rule 19.15.4.201 NMAC (Rule 201) and OCD Rule 19.15.13.1115 NMAC (Rule 1115) by a date certain. Respondent had not filed any C-115 monthly production reports for several years, and it was uncertain, based on Respondent's lack of reporting, whether the subject wells were active or inactive.

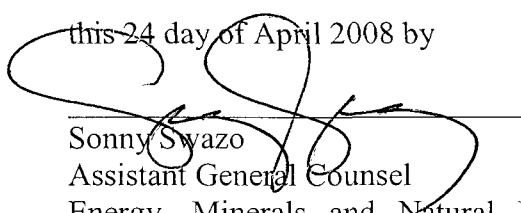
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- (2) In the application Applicant also sought imposition of civil penalties against Respondent for knowing and willful violations of OCD Rule 201, OCD Rule 1115, OCD Rule 19.15.9.701 NMAC (Rule 701) (injecting without authority), and OCD Rule 19.15.13.1104 NMAC (1104) (transporting without authority).
- (3) Since the application was filed, Respondent has come into compliance with OCD Rule 1115 by filing all overdue C-115 monthly production reports for all its wells. In addition, all of Respondent's wells are active. Respondent has also paid a \$16,000 civil penalty to the OCD for violations of OCD rules. This resolves the issues which were the basis for the application.

WHEREFORE, Applicant respectfully requests that the above entitled case be dismissed.

Respectfully submitted,

this 24 day of April 2008 by



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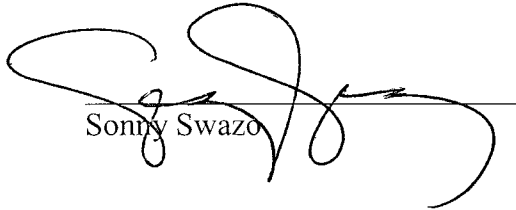
Attorney for The New Mexico Oil
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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing pleading was served upon the following by first class mail and email this 24 day of April 2008:

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