

FAX COVER SHEET

TO	Sonny Swazo
COMPANY	Oil Conservation Division
FAX NUMBER	15054763462
FROM	Darla Jeffries
DATE	2008-01-23 17:33:43 GMT
RE	C&D Mgmt

COVER MESSAGE

Mr Swazo per previous email and other September 2005 the owner and contact information for C&D Management is:

Tom Kiser
6955 N Durango RD, Suite 115-310
Las Vegas, NV 89149
505-417-1511
702-413-6686

Ocd Exhibit
45

STATE OF NEW MEXICO RECEIVED
ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT
OIL CONSERVATION DIVISION 17 PM 2 45

APPLICATION OF THE NEW MEXICO OIL CONSERVATION DIVISION, THROUGH THE ENFORCEMENT AND COMPLIANCE MANAGER, FOR A COMPLIANCE ORDER AGAINST C & D MANAGEMENT COMPANY D/B/A FREEDOM VENTURES COMPANY, FINDING THAT THE OPERATOR KNOWINGLY AND WILLFULLY VIOLATED 19.15.13.1115 NMAC AND 19.15.4.201 NMAC; ASSESSING PENALTIES; REQUIRING OPERATOR TO BRING SAID WELLS INTO COMPLIANCE WITH 19.15.13.1115 NMAC AND 19.15.4.201 NMAC BY A DATE CERTAIN; AND IN THE EVENT OF NON-COMPLIANCE, DECLARING THE WELLS ABANDONED AND AUTHORIZING THE DIVISION TO PLUG THE WELLS AND FORFEIT THE APPLICABLE FINANCIAL ASSURANCE, EDDY COUNTY, NEW MEXICO

CASE NO. 14055

ENTRY OF APPEARANCE AND
PRE-HEARING STATEMENT

The Oil Conservation Division submits this entry of appearance and pre-hearing statement pursuant to OCD Rule 1211 [19.15.14.1211 NMAC].

APPEARANCES

APPLICANT

Oil Conservation Division

APPLICANT'S ATTORNEY

Sonny Swazo
Oil Conservation Division
Energy, Minerals and Natural
Resources Department
1220 S. St. Francis Drive
Santa Fe, NM 87505
(505) 476-3463
FAX: 476-3462
Email: Sonny.Swazo@state.nm.us

RESPONDENT

C & D Management Company
d/b/a Freedom Ventures Company

No entry of appearance filed.

STATEMENT OF THE CASE

The Oil Conservation Division ("OCD") is seeking a compliance order requiring Respondent to file all outstanding C-115 monthly production reports for its wells by a date certain, to bring its inactive wells into compliance with Rule 19.15.4.201 NMAC ("Rule 201") by a date certain, and to pay a civil penalty for its knowing and willful violation of OCD Rule 19.15.13.1115 NMAC, which requires operators to file monthly production reports for its wells, and OCD Rule 201, which requires wells that have been inactive for one year plus 90 days to be plugged and abandoned, placed on OCD-approved temporary abandonment status, or returned to beneficial use. If Respondent fails to comply with the compliance order, OCD is asking for authorization to plug and abandon Respondent's non-compliant wells and forfeiture of the applicable financial assurance.

APPLICANT'S PROPOSED EVIDENCE

WITNESS:

Daniel Sanchez
Enforcement and Compliance Manager

Dorothy Philips
Financial Assurance Administrator

Jane Prouty
Production and Permitting Supervisor

ESTIMATED TIME

45 Minutes

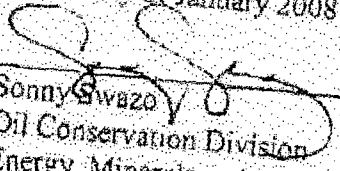
By Affidavit

By Affidavit
May call (if called, 45
minutes)

PROCEDURAL MATTERS

None at this time.

Respectfully submitted
this 17 day of January 2008 by


Sonny Swazo
Oil Conservation Division
Energy, Minerals and Natural
Resources Department
1220 S. St. Francis Drive
Santa Fe, NM 87505
(505) 476-3463
Email: sonny.swazo@state.nm.us

Attorney for the Oil Conservation Division

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing pleading was served upon the following by first class mail (and where indicated, fax and email) this 17 day of January 2008:

C & D Management Company d/b/a Freedom Ventures Company
Attn: Christopher Jeffries
513 Don Lyle Road, Edmonton, KY
Email: kvoilman2000@yahoo.com
Fax: 267-821-8544

Sent Via First-Class Mail, Email, and Fax

South Central Bank of Barren Co, Inc.
P.O. Box 667
Glasgow, KY 42142-0667

The First National Bank
303 West Main
Artesia, NM 88210


Sonny Swazo