

Brooks, David K., EMNRD

From: J. Scott Hall [shall@mstLAW.com]
Sent: Tuesday, August 28, 2007 9:28 AM
To: Brooks, David K., EMNRD; Jones, William V., EMNRD
Cc: Jim Bruce (E-mail)
Subject: Case No. 13957 (Energen)

David:

You may have tried to call, but our phones have been down for the last 2 days.

We need to schedule a pre-hearing conference in this case sometime. After about 2:30 this afternoon, I am basically available all week. I'm not sure of Jim's schedule.

If you need to call, my cell phone is 670-7362.

Thanks.

J. Scott Hall
Miller-Stratvert P. A.
P.O. Box 1986
150 Washington Avenue, Suite 300
Santa Fe, New Mexico 87501

(505) 989-9614
(505) 989-9857 fax

shall@mstlaw.com

This inbound email has been scanned by the MessageLabs Email Security System.

8/29/2007

Brooks, David K., EMNRD

From: JamesBruc@aol.com
Sent: Tuesday, August 28, 2007 9:53 AM
To: shall@mstLAW.com; Brooks, David K., EMNRD; Jones, William V., EMNRD
Subject: Re: Case No. 13957 (Energen)

Today isn't good, but any other morning this week is OK.

Jim

Get a sneak peek of the all-new AOL.com.

This inbound email has been scanned by the MessageLabs Email Security System.

8/29/2007

Brooks, David K., EMNRD

From: Brooks, David K., EMNRD
Sent: Tuesday, August 28, 2007 12:15 PM
To: 'JamesBruc@aol.com'; shall@mstLAW.com; Jones, William V., EMNRD
Subject: RE: Case No. 13957 (Energen)

Tracking: **Recipient** **Read**
 'JamesBruc@aol.com'
 shall@mstLAW.com
 Jones, William V., EMNRD Read: 8/28/2007 12:22 PM

Let's try for Wednesday morning – Say 9:00?

David Brooks

From: JamesBruc@aol.com [mailto:JamesBruc@aol.com]
Sent: Tuesday, August 28, 2007 9:53 AM
To: shall@mstLAW.com; Brooks, David K., EMNRD; Jones, William V., EMNRD
Subject: Re: Case No. 13957 (Energen)

Today isn't good, but any other morning this week is OK.

Jim

Get a sneak peek of the all-new AOL.com.

This inbound email has been scanned by the MessageLabs Email Security System.

8/29/2007

Ezeanyim, Richard, EMNRD

From: Brooks, David K., EMNRD
Sent: Wednesday, August 29, 2007 10:25 AM
To: Ezeanyim, Richard, EMNRD; Jones, William V., EMNRD
Subject: Case No. 13957

This is an application to modify a compulsory pooling order issued in 1960. The applicant, Energen is the operator, and it has a dispute with an owner of a pooled, unleased interest. Scott Hall represents Energen.

There is also a lawsuit in district court. Energen has asked the court to stay the lawsuit pending our consideration of the matter on the ground that OCD has primary jurisdiction. Jim Bruce, representing the respondent, wants us to stay our case till the court rules on the Motion to Stay pending there.

The case is presently set for Sept. 6.

I told them we would continue the case till Sept. 20. That is because I will be unavailable on 9/6, but will be available on 9/20. I also told Jim that he should file a motion to stay with us. Then I will review his motion and any response Scott files, and confer with the examiner, which will be Will on 9/20, as I understand. We will decide then whether to grant the motion and stay this case till the court rules, or proceed on Sept 20.

The case should be announced at the 9/6 docket as continued to 9/20.

David

8/29/2007