



**MONTGOMERY
& ANDREWS**

J. SCOTT HALL

Cell: (505) 670-7362

Email: shall@montand.com

Reply To: Santa Fe Office

www.montand.com

2009 APR 9 PM 4 24
RECEIVED

April 9, 2009

Florene Davidson
New Mexico Oil Conservation Division
1220 S. St. Francis Drive
Santa Fe, NM 87505

**Re: Application of RSC Resources Limited Partnership for Cancellation of
Two Applications for Permit to Drill Issued to COG Operating LLC,
Eddy County, New Mexico; NMOCD Case No. 14309**

Dear Ms. Davidson:

Attached for filing is an original and three copies of the following two pleadings:

1. Entry of Appearance
2. Pre-Hearing Statement

I have included an extra copy of each to be conformed.

Thank you.

Very truly yours,

Karen Williams
Assistant to J. Scott Hall

:kw
Enclosures

REPLY TO:

325 Paseo de Peralta
Santa Fe, New Mexico 87501
Telephone (505) 982-3873 • Fax (505) 982-4289

Post Office Box 2307
Santa Fe, New Mexico 87504-2307

6301 Indian School Road NE, Suite 400
Albuquerque, New Mexico 87110
Telephone (505) 884-4200 • Fax (505) 888-8929

Post Office Box 36210
Albuquerque, New Mexico 87176-6210

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

APPLICATION OF RSC RESOURCES LIMITED
PARTNERSHIP FOR CANCELLATION OF TWO
APPLICATIONS FOR PERMIT TO DRILL ISSUED
TO COG OPERATING LLC, EDDY COUNTY, NEW
MEXICO

CASE NO. 1409

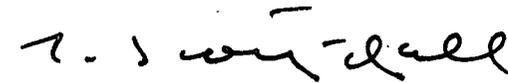
RECEIVED
2009 APR 9 PM 4 24

ENTRY OF APPEARANCE

Comes now COG Operating LLC by and through its undersigned attorneys,
Montgomery & Andrews, P.A., (J. Scott Hall) and hereby enters its appearance in the
above matter.

MONTGOMERY & ANDREWS, P.A.

By:

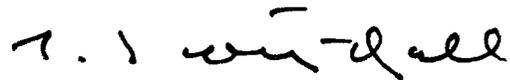


J. Scott Hall
Attorneys for COG Operating LLC
P.O. Box 2307
Santa Fe, New Mexico 87504-2307
(505) 982-3873

Certificate of Service

I hereby certify that a true and correct copy of the foregoing was faxed to
counsel of record on the 9th day of April, 2009, as follows:

James Bruce, Esq.
P. O. Box 1056
Santa Fe, NM 87504
(505) 982-2151 fax



J. Scott Hall

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

IN THE MATTER OF THE HEARING CALLED
BY THE OIL CONSERVATION DIVISION FOR
THE PURPOSE OF CONSIDERING:

CASE NO. 14309

APPLICATION OF RSC RESOURCES LIMITED
PARTNERSHIP FOR CANCELLATION OF THE
DIVISION'S APPROVAL OF TWO APPLICATIONS
FOR PERMIT TO DRILL ISSUED TO COG
OPERATING LLC, EDDY COUNTY, NEW MEXICO

RECEIVED
2009 APR 24 PM 4 24

PRE-HEARING STATEMENT

This pre-hearing statement is submitted by COG Operating LLC as required by the Oil Conservation Division.

APPEARANCES

APPLICANT

RSC Resources LP
6824 Island Cr.
Midland, Texas 79709
Attention: Randy S. Cate

APPLICANT'S ATTORNEY

James Bruce
P.O. Box 1056
Santa Fe, New Mexico 87504
(505) 982-2043

OPPONENT

COG Operating, LLC
550 W. Texas Ave.
Suite 100
Midland, TX 79701

OPPONENT'S ATTORNEY

J. Scott Hall
Montgomery & Andrews
P.O. Box 2307
Santa Fe, New Mexico 87504-2307
(505) 986-2646

STATEMENT OF THE CASE

APPLICANT

Applicant seeks an order canceling two previously approved APD's for the COG Donner "30" Federal Well No. 2 located in the N/2 SE/4 of Section 30, and the COG Donner "30" Federal Well No. 1 located in the S/2 S/2 equivalent of Section 30, all in Township 16 South, Range 28 East, NMPM.

OPPONENT

COG Operating LLC ("COG") is the owner and operator of the referenced wells proposed to be drilled horizontally to the Wolfcamp formation. COG's APD's were previously approved by the Division in September, 2007. COG does not plan on presenting a witness at the April 16, 2009 hearing on this Application, but reserves the right to do so. COG's witness is provisionally identified below.

This case is related to Case No. 14277 which was previously heard by one of the Division's examiner's and has been taken under advisement.

PROPOSED EVIDENCE

APPLICANT

WITNESSES

EST. TIME

EXHIBITS

OPPONENT

EST. TIME

EXHIBITS

WITNESSES

Jan Spradlin, Landman

20 minutes

Approx. 6

PROCEDURAL MATTERS

COG Operating LLC may file a motion to dismiss Applicant's Application

MONTGOMERY & ANDREWS, P.A.

By:



J. Scott Hall, Esq.

Post Office Box 2307

Santa Fe, New Mexico 87504

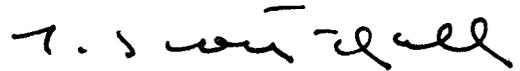
(505) 982-3873

Attorneys for COG Operating LLC

Certificate of Service

I hereby certify that a true and correct copy of the foregoing was faxed to counsel of record on the 9th day of April, 2009, as follows:

James Bruce, Esq.
P. O. Box 1056
Santa Fe, NM 87504
(505) 982-2151 fax



J. Scott Hall