



**MONTGOMERY
& ANDREWS**

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RECEIVED

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March 2, 2009

Mark E. Fesmire, Chairman
NM Oil Conservation Division
1220 S. St. Francis Drive
Santa Fe, NM 87505

Re: NMOCC Case No. 13957 De Novo; *Application of Energen Resources Corporation to Amend the Cost Recovery Provisions of Compulsory Pooling Order No. R-1960, To Determine Reasonable Costs, and for Authorization to Recover Costs from Production of Pooled Mineral Interests, Rio Arriba County, New Mexico*

Dear Mr. Fesmire:

On behalf of Energen Resources Corporation, due to witness availability conflicts, we request that the hearing on this matter be continued from the March 12, 2009 Commission meeting to the May 21, 2009 meeting. I have conferred with Mr. Bruce, counsel for the de novo applicant, who indicates concurrence with this request.

Thank you.

Very truly yours,

J. Scott Hall

JSH:kw

cc: James Bruce, Esq.

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