

New Mexico Energy, Minerals and Natural Resources Department

**Bill Richardson**  
Governor

Joanna Prukop  
Cabinet Secretary  
Reese Fullerton  
Deputy Cabinet Secretary

Mark Fesmire  
Division Director  
Oil Conservation Division



August 11, 2008

Mr. J. Scott Hall  
Montgomery & Andrews  
325 Paseo de Peralta  
Santa Fe, New Mexico 87501

Re: ***NMOCC Case No. 14134; Application of the Board of County Commissioners, Rio Arriba County, New Mexico; and***

***NMOCC Case No. 14141; Application of Approach Operating, LLC, Rio Arriba County, New Mexico; Order No. R-12976***

Dear Mr. Hall:

In response to your letter of August 5, please be advised as follows:

It was the intention of the Director that the effect of Order No. R-12976 was to suspend the operation of the permits to drill pending the outcome of Oil Conservation Commission Hearings on those permits. As such, it can be correctly assumed that any condition or requirement of the operator is tolled pending that outcome.

Sincerely,

A handwritten signature in black ink, appearing to read "Mark E. Fesmire".

Mark E. Fesmire, PEJD  
Director, OCD

cc: Charlie Perrin  
Adan Trujillo,  
Cheryl Bada

