

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

RECEIVED OGD  
2009 SEP 29 P 3: 28

**IN THE MATTER OF THE HEARINGS CALLED  
BY THE OIL CONSERVATION COMMISSION FOR  
THE PURPOSE OF CONSIDERING:**

**APPLICATION OF COG OPERATING LLC FOR  
DESIGNATION OF A NON-STANDARD SPACING  
UNIT AND FOR COMPULSORY POOLING, EDDY  
COUNTY, NEW MEXICO.**

**Case No. 14,365 (*De Novo*)**

**APPLICATION OF COG OPERATING LLC FOR  
DESIGNATION OF A NON-STANDARD SPACING  
UNIT AND FOR COMPULSORY POOLING, EDDY  
COUNTY, NEW MEXICO.**

**Case No. 14,366 (*De Novo*)**

**PRE-HEARING STATEMENT**

This pre-hearing statement is submitted by Devon Energy Production Company, L.P. as required by the Oil Conservation Commission.

**APPEARANCES**

**APPLICANT**

COG Operating, LLC

**APPLICANT'S ATTORNEY**

J. Scott Hall

**OPPONENTS**

Chesapeake Energy Corporation

**OPPONENTS' ATTORNEYS**

W. Thomas Kellahin

Devon Energy Production Company, L.P.  
P.O. Box 108838  
Oklahoma City, Oklahoma 73101

James Bruce  
Post Office Box 1056  
Santa Fe, New Mexico 87504  
(505) 982-2043

Attention: Ken Gray  
(405) 552-4633

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

**IN THE MATTER OF THE HEARINGS CALLED  
BY THE OIL CONSERVATION COMMISSION FOR  
THE PURPOSE OF CONSIDERING:**

**APPLICATION OF COG OPERATING LLC FOR  
DESIGNATION OF A NON-STANDARD SPACING  
UNIT AND FOR COMPULSORY POOLING, EDDY  
COUNTY, NEW MEXICO.**

**Case No. 14,365 (*De Novo*)**

**APPLICATION OF COG OPERATING LLC FOR  
DESIGNATION OF A NON-STANDARD SPACING  
UNIT AND FOR COMPULSORY POOLING, EDDY  
COUNTY, NEW MEXICO.**

**Case No. 14,366 (*De Novo*)**

**PRE-HEARING STATEMENT**

This pre-hearing statement is submitted by applicant as required by the Oil Conservation Division.

**APPEARANCES**

**APPLICANT**

**COG Operating, LLC**

**APPLICANT'S ATTORNEY**

**J. Scott Hall**

**OPPONENTS**

**Chesapeake Energy Corporation**

**OPPONENTS' ATTORNEYS**

**W. Thomas Kellahin**

**Devon Energy Production Company, L.P.  
P.O. Box 108838  
Oklahoma City, Oklahoma 73101**

**James Bruce  
Post Office Box 1056  
Santa Fe, New Mexico 87504  
(505) 982-2043**

**Attention: Ken Gray  
(405) 552-4633**

## STATEMENT OF THE CASE

### APPLICANT

Applicant seeks orders pooling all mineral interests in the Abo/Wolfcamp formation underlying the following described acreage in Section 11, Township 16 South, Range 28 East, NMPM: (i) the S/2S/2, to be dedicated to the Blackhawk 11 Fed. Com. Well No. 1; and (ii) the NE/4SW/4 and N/2SE/4, to be dedicated to the Blackhawk 11 Fed. Com. Well No. 2.

### OPPONENTS

Chesapeake Energy Corporation opposed the cases before the Division, and the applications were dismissed. Devon Energy Production Company, L.P. supports Chesapeake Energy Corporation in these cases.

## PROPOSED EVIDENCE

### APPLICANT

#### WITNESSES

#### EST. TIME

#### EXHIBITS

Devon Energy Production Company, L.P. does not plan on presenting witnesses.

### OPPONENT

#### WITNESSES

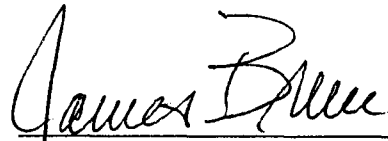
#### EST. TIME

#### EXHIBITS

## PROCEDURAL MATTERS

-None-

Respectfully submitted,



James Bruce  
Post Office Box 1056  
Santa Fe, New Mexico 87504  
(505) 982-2043

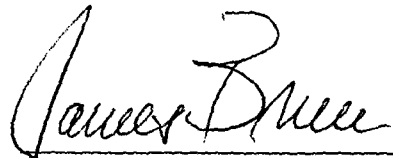
Attorney for Devon Energy Production  
Company, L.P.

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing pleading was served upon the following counsel of record this 28<sup>th</sup> day of September, 2009 by U.S. Mail:

J. Scott Hall  
Montgomery & Andrews, P.A.  
P.O. Box 2307  
Santa Fe, New Mexico 87504

W. Thomas Kellahin  
706 Gonzales Road  
Santa Fe, New Mexico 87501

  
\_\_\_\_\_  
James Bruce