

From: oilfreedom@aol.com
Sent: Thursday, April 02, 2009 1:54 PM
To: Swazo, Sonny, EMNRD; Sanchez, Daniel J., EMNRD; jerry_blakley@nm.blm.gov; padillalaw@qwest.net; padillalaw@qwestoffice.net
Subject: Re: C & D Management : April 9th Hearing -- Plugging of Wells

My question is can you put the plugging of the wells on "hold" until I am able to meet with the Commission next week?

The Order is for wells that were not producing...some of the wells you want to Plug are Producing and have been producing for the last 10 years and other was put into production in 2008 in full compliance after the Order was issued. You going plugging some perfect good wells that met the guidelines of the Order you are referring to.

The administrative filings C-115 filings do not reflect the actual production and I can show you why they were incorrectly entered -this is a clerical error and can be rectified with actual proof and revised filings. We are trying to revise the C-115 electrical filing now, but cannot get them entered into the State system - I informed you via email of this last week. My evidence packet will include actual records. Reliance on electrical filings you have would be to ignore the real facts.

Briefly, the DCP has two wells on one meter. We can differentiate the production.

I will be submitting clear and convincing evidence that will Prove beyond any reasonable doubt that some of the Wells that your are plugging are currently producing commercial quantities of oil and gas.

Futhermore, I submit to you, that since the BLM issued the extension of time on March 23th, before your March 26th Plugging approval that it [BLM March 23th Extension] has precedence over your permit. combined with the fact that the wells are ACTUALLY producing, this matter should be resolved before the Commission and not summarily without a full review of the facts and evidence.

The expenses that we are about to incur may be prevented or substantially mitigated.

I am requesting that you 'hold' the any further plugging for 4 working days.

There are not any environmental nor safety issues or impending matters that will cause damage nor injury to person nor property.

The issue becomes moot if you allow the OCD plugging crew to rush and plug the wells before the April 9th hearing.

I don't think is asking that much under the circumstances.

They have already plugged the State Schneider Well and we learned of it only after a posting on the OCD internet site.

Some of the Wells that your are plugging are producing commercial quantities of oil and gas.

I am willing to abide by the Commissions determination after a review of the facts -

*Case 14055 De Novo
 C&D Management Company
 dba Freedom Ventures Company
 OCD Exhibit 77*

Please reconsider your determination.

Respectfully submitted,

Thomas Kizer

cc: J. Blakley - D. Sanchez - E. Padilla, Esq.

-----Original Message-----

From: Swazo, Sonny, EMNRD <Sonny.Swazo@state.nm.us>

To: padillalaw@qwest.net

Cc: oilfreedom@aol.com; Sanchez, Daniel J., EMNRD <daniel.sanchez@state.nm.us>;

jerry_blakley@nm.blm.gov

Sent: Thu, 2 Apr 2009 11:53 am

Subject: FW: C & D Management : April 9th Hearing -- Plugging of Wells

The Oil Conservation Commission has issued an Order in this case. We have to comply with the Order. If you have issues with the Order then you would have to bring the matter up with the Commission.

From: OILFREEDOM@aol.com [mailto:OILFREEDOM@aol.com]

Sent: Wednesday, April 01, 2009 4:38 PM

To: Sanchez, Daniel J., EMNRD; Swazo, Sonny, EMNRD

Cc: jerry_blakley@nm.blm.gov

Subject: C & D Management : April 9th Hearing -- Plugging of Wells

April 1, 2009

To: Mr. Swazo: - Mr. Sanchez

From: Thomas Kizer - C D Management Company

I have just learned, April 1st, while preparing paperwork for my April 9th that permits have been filed to plug various State and Federal wells.

Please be informed that the BLM has extended the date of April 30, 2009 to get these Federal wells into production [See Attached: Shearn Shilo - Saunders #12 - Scott Federal - Muncy 1/2]

It's my understanding that OCD/Artesia has requested permits for plugging of these Federal Well

I request that you hold the disposition of these well in abeyance until the April 9th Hearing Date

Please contact OCD/Artesia to hold the Plugging of these wells

See attached letter & BLM

Feeling the pinch at the grocery store? Make dinner for \$10 or less.

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