STATE OF NEW MEXICO UE VED ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT OIL CONSERVATION COMMISSION PM 2 31

APPLICATION OF THE NEW MEXICO OIL CONSERVATION DIVISION, THROUGH THE ENFORCEMENT AND COMPLIANCE MANAGER, FOR A COMPLIANCE ORDER AGAINST C & D MANAGEMENT COMPANY D/B/A FREEDOM VENTURES COMPANY, FINDING THAT THE OPERATOR KNOWINGLY AND WILLFULLY VIOLATED 19.15.13.1115 NMAC AND 19.15.4.201 NMAC; ASSESSING PENALTIES; REQUIRING OPERATOR TO BRING SAID WELLS INTO COMPLIANCE WITH 19.15.13.1115 NMAC AND 19.15.4.201 NMAC BY A DATE CERTAIN; AND IN THE EVENT OF NON-COMPLIANCE, DECLARING THE WELLS ABANDONED AND AUTHORIZING THE DIVISION TO PLUG THE WELLS AND FORFEIT THE APPLICABLE FINANCIAL ASSURANCE, EDDY COUNTY, NEW MEXICO

CASE NO. 14055 DE NOVO RE-OPENED

UNOPPOSED MOTION TO CONTINUE

COMES NOW the Oil Conservation Division and hereby moves for a continuance of the case which is scheduled for hearing on June 18, 2009.

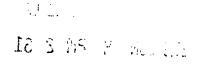
AS GROUNDS the Oil Conservation Division states the following

- (1) The case is scheduled for hearing on June 18, 2009.
- (2) A witness for the Oil Conservation Division will not be available to testify on June 18, 2009.
- (3) Opposing Counsel does not oppose the hearing being continued to the Oil Conservation Commission's next hearing docket, July 16, 2009.

WHEREFORE, Undersigned Counsel respectfully requests that the June 18, 2009 hearing be continued to the July 16, 2009 hearing docket.

Respectfully submitted, this 4th day of June 2009 by

Sonny Swazo



Assistant General Counsel Oil Conservation Division Energy, Minerals and Natural Resources Department 1220 S. St. Francis Drive Santa Fe, NM 87505 (505) 476-3463 Sonny.swazo@state.nm.us

Attorney for the Oil Conservation Division

CERTIFICATE OF SERVICE

I hereby certify that on June 4, 2009, copies of the foregoing pleading were sent to:

Ernest L. Padilla Attorney for C&D Management Company d/b/a Freedom Ventures Company P.O. Box 2523 Santa Fe, NM 87504-2523

Fax: (505) 988-7592

Email: epadillaplf@qwestoffice.net

South Central Bank of Barren Co., Inc. P.O. Box 667 Glasgow, KY 42142-0667

Re: Letter of Credit 180

The First National Bank 303 West Main Artesia, NM 88210

Re: Letter of Credit 203556-71

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

APPLICATION OF THE NEW MEXICO OIL CONSERVATION DIVISION, THROUGH THE ENFORCEMENT AND COMPLIANCE MANAGER, FOR A COMPLIANCE ORDER AGAINST C & D MANAGEMENT COMPANY D/B/A FREEDOM VENTURES COMPANY, FINDING THAT THE OPERATOR KNOWINGLY AND WILLFULLY VIOLATED 19.15.13.1115 NMAC AND 19.15.4.201 NMAC; ASSESSING PENALTIES; REQUIRING OPERATOR TO BRING SAID WELLS INTO COMPLIANCE WITH 19.15.13.1115 NMAC AND 19.15.4.201 NMAC BY A DATE CERTAIN; AND IN THE EVENT OF NON-COMPLIANCE, DECLARING THE WELLS ABANDONED AND AUTHORIZING THE DIVISION TO PLUG THE WELLS AND FORFEIT THE APPLICABLE FINANCIAL ASSURANCE, EDDY COUNTY, NEW MEXICO

CASE NO. 14055 DE NOVO RE-OPENED

ORDER GRANTING OIL CONSERVATION DIVISION'S UNOPPOSED MOTION TO CONTINUE

THIS MATTER having come before the Commission on the Oil Conservation Division's Unopposed Motion to Continue, the Commission having reviewed the Motion and otherwise being fully informed of the circumstances, hereby finds the motion to be well-taken:

IT IS THEREFORE ORDERED THAT the hearing scheduled for June 18, 2009 shall be continued to July 16, 2009.

Mark Fesmire
Chair, Oil Conservation Commission