

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

IN THE MATTER OF THE HEARING  
CALLED BY THE OIL CONSERVATION  
DIVISION FOR THE PURPOSE OF  
CONSIDERING:

CASE NO. 14321  
ORDER NO. R-13208

APPLICATION OF THE NEW MEXICO OIL CONSERVATION DIVISION, THROUGH THE ENFORCEMENT AND COMPLIANCE MANAGER, FOR A COMPLIANCE ORDER AGAINST KEVIN O. BUTLER AND ASSOCIATES, INC. [OGRID 12627], FINDING THAT THE OPERATOR IS IN VIOLATION OF 19.15.25.8 NMAC AS TO 32 WELLS; REQUIRING OPERATOR TO PLUG ALL 39 OF ITS WELLS OPERATED IN THE STATE OF NEW MEXICO BY A DATE CERTAIN, AND IN THE EVENT THE OPERATOR FAILS TO DO SO, AUTHORIZING THE DIVISION TO DO SO, FORFEITING ANY APPLICABLE BONDS, PURSUANT TO SECTION 70-2-14(B) NMSA 1978, EDDY, CHAVES AND LEA COUNTIES, NEW MEXICO.

ORDER OF THE DIVISION

BY THE DIVISION:

This case came on for hearing at 8:15 a.m. on January 7, 2010, at Santa Fe, New Mexico, before Examiner Terry Warnell.

NOW, on this 8<sup>th</sup> day of January, 2010, the Division Director, having considered the record and the recommendations of the Examiner,

FINDS THAT:

The applicant has requested its case be dismissed without prejudice.

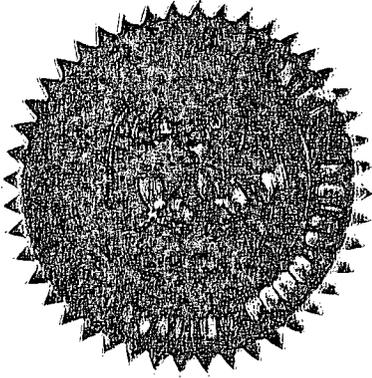
IT IS THEREFORE ORDERED THAT:

Case No. 14321 is hereby dismissed without prejudice.

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DONE at Santa Fe, New Mexico, on the day and year hereinabove designated.



SEAL

STATE OF NEW MEXICO  
OIL CONSERVATION DIVISION

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

MARK E. FESMIRE, P.E.  
Director