



NEW MEXICO ENERGY, MINERALS
& NATURAL RESOURCES DEPARTMENT

OIL CONSERVATION DIVISION
2040 South Pacheco Street
Santa Fe, New Mexico 87505
(505) 827-7131

June 13, 1997

J.E. Gallegos
Michael J. Condon
Gallegos Law Firm
460 St. Michael's Drive-Building 300
Santa Fe, NM 87505

Attorneys for Doyle Hartman

W. Thomas Kellahin
Kellahin and Kellahin
P.O. Box 2265
Santa Fe, NM 97504-2265

and

William F. Carr
Campbell, Carr, Berge & Sheridan
P. O. Box 2208
Santa Fe, NM 87504

Attorneys for OXY USA, Inc.

RE: Motions/requests regarding Case No.11792 - Application of Doyle Hartman for (i) an order clarifying Order No. R-4680-A, and (ii) revoking or modifying Order No. R-4680-A, or, alternatively, for an order terminating the Myers Langlie-Mattix unit waterflood program, Lea County, New Mexico

Dear Messrs. Gallegos, Condon, Kellahin and Carr:

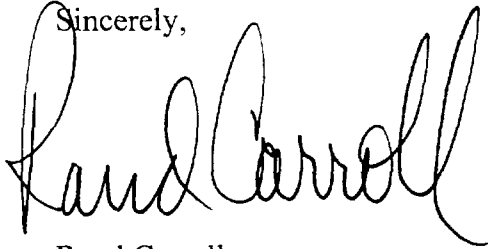
Reference is made to the above-described application as well as the motions and requests that have been filed with the Division regarding: (i) recusal of Michael Stogner as a hearing examiner, (ii) bypassing the Division examiner hearing process and proceeding directly to a Commission hearing, (iii) dismissal of this case and (iv) discovery.

The New Mexico Oil Conservation Division hereby sets a prehearing conference for Monday, June 30, 1997 at 2:00 p.m. in the OCD Hearing Room at which time the Division will hear arguments regarding the pending (i) motion to dismiss and (ii) discovery matters. The Division hereby denies Hartman's requests for (i) recusal of Michael Stogner as a hearing examiner and

(ii) bypassing the Division Examiner Hearing process. The evidentiary hearing currently set for 3 days on June 30, July 1 and 2 in this case is hereby canceled to be rescheduled, if needed, at a future date.

If you have any questions regarding this matter, please feel free to contact me at 827-8156.

Sincerely,

A handwritten signature in black ink, appearing to read "Rand Carroll". The signature is fluid and cursive, with the first name "Rand" and last name "Carroll" clearly distinguishable.

Rand Carroll
Legal Counsel

xc: William J. LeMay, OCD Director
David Catanach, OCD Hearing Examiner
Michael Stogner, OCD Hearing Examiner