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February 20, 2002

VIA FACSIMILE

Lori Wrotenbery, Director
New Mexico Oil Conservation Division
1220 St. Francis Drive
Santa Fe, New Mexico 87505

Re: NMOCD Case No. 12821; Application of D. J. Simmons, Inc. for Compulsory Pooling, San Juan County, New Mexico (Bishop Federal 25-1)
And
NMOCD Case No. 12802; Application of D. J. Simmons, Inc. for Compulsory Pooling, San Juan County, New Mexico (Bishop Federal 25-2)

Dear Ms. Wrotenbery:

Please be advised that the Applicant in the above cases, D. J. Simmons, Inc., has obtained the signed commitment from McElvain Oil and Gas, Inc. for their participation in the development of the subject acreage. However, Simmons has not yet received the signed commitment from an additional interest owner and therefore the Applicant requests that Case No. 12821 and No. 12802 be **continued** until the March 7, 2002 Examiner hearing docket.

We anticipate that McElvain Oil and Gas Properties, Inc. will separately request the dismissal of its Application in Case No. 12801. D. J. Simmons, Inc., a party of record in that proceeding, concurs in the dismissal of that case.

Very truly yours,

J. Scott Hall

J. Scott Hall

JSH/glb

cc: Michael Stogner
David Brooks
John Byrom
Michael Feldewert