

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. 12,890
)
APPLICATION OF PERMIAN RESOURCES, INC.,)
FOR COMPULSORY POOLING AND UNORTHODOX)
WELL LOCATION, LEA COUNTY, NEW MEXICO)
_____)

ORIGINAL

REPORTER'S TRANSCRIPT OF PROCEEDINGS

EXAMINER HEARING

BEFORE: DAVID K. BROOKS, Hearing Examiner

August 22nd, 2002

Santa Fe, New Mexico

This matter came on for hearing before the New Mexico Oil Conservation Division, DAVID K. BROOKS, Hearing Examiner, on Thursday, August 22nd, 2002, at the New Mexico Energy, Minerals and Natural Resources Department, 1220 South Saint Francis Drive, Room 102, Santa Fe, New Mexico, Steven T. Brenner, Certified Court Reporter No. 7 for the State of New Mexico.

* * *

STEVEN T. BRENNER, CCR
(505) 989-9317

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NEW MEXICO
COURT REPORTERS

I N D E X

August 22nd, 2002
Examiner Hearing
CASE NO. 12,890

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A P P E A R A N C E S

FOR THE APPLICANT:

MILLER, STRATVERT and TORGERSON, P.A.
150 Washington
Suite 300
Santa Fe, New Mexico 87501
By: J. SCOTT HALL

* * *

ALSO PRESENT:

MICHAEL E. STOGNER
Hearing Examiner
New Mexico Oil Conservation Division
1220 South Saint Francis Drive
Santa Fe, NM 87501

WILL JONES
Engineer
New Mexico Oil Conservation Division
1220 South Saint Francis Drive
Santa Fe, NM 87501

* * *

1 WHEREUPON, the following proceedings were had at
2 8:20 a.m.:

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5 EXAMINER STOGNER: This hearing will come to
6 order. Please note today's date, August 22nd, Docket
7 Number 24-02. You'll call the first one.

8 EXAMINER BROOKS: Okay, yes, the first one is
9 Case Number 12,890, it's the Application of Permian
10 Resources for compulsory pooling and unorthodox well
11 location, Lea County, New Mexico.

12 We do have a motion for continuance that has been
13 filed in that case.

14 We'll call for appearances at this time.

15 MR. HALL: Mr. Examiner, Mr. Brooks, Scott Hall,
16 Miller Stratvert and Torgerson, Santa Fe, on behalf of the
17 Applicant Permian Resources, Inc.

18 EXAMINER BROOKS: Okay, and are there any other
19 appearances?

20 Very good. Mr. Hall?

21 MR. HALL: Mr. Brooks, we filed a motion to
22 continue this case until the September 5th docket due to
23 the unavailability of our geologic witness.

24 Grounds for the motion are that, the
25 unavailability, and also for the fact that rather than

1 dismissal under the Division's new policy, we ask for a
2 continuance because of the significant number of individual
3 unleased mineral interest owners that we had to notify for
4 the unorthodox-well-location aspect of the case.

5 In addition, I would point out that this case was
6 first set up for the July 11th Examiner Docket, which as
7 you know was in Aztec.

8 EXAMINER BROOKS: Right.

9 MR. HALL: Seems to me we ought to get a free
10 pass on that one. It was a hardship for the witnesses to
11 come up from Midland to that one.

12 But otherwise, if the motion is not granted, that
13 would cause us to have to refile and renotify for the
14 September 19th docket. I'd simply like to avoid the time
15 and trouble doing that, filing the Application and
16 reissuing notice.

17 EXAMINER BROOKS: Okay, what is the occasion for
18 the witness's unavailability?

19 MR. HALL: All I know is that there was a
20 business schedule conflict that arose while I was out of
21 town Monday and Tuesday, and I didn't find out until
22 yesterday.

23 EXAMINER BROOKS: Well, I don't know if that is
24 exactly in accordance with the spirit of the new policy.

25 But at the same time, I was on the bench for

1 twelve years, and I never learned how to be tough on
2 motions for continuance, so I'll grant the motion for
3 continuance.

4 MR. HALL: Thank you.

5 (Thereupon, these proceedings were concluded at
6 8:23 a.m.)

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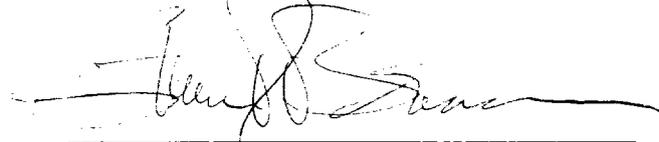
CERTIFICATE OF REPORTER

STATE OF NEW MEXICO)
) ss.
 COUNTY OF SANTA FE)

I, Steven T. Brenner, Certified Court Reporter and Notary Public, HEREBY CERTIFY that the foregoing transcript of proceedings before the Oil Conservation Division was reported by me; that I transcribed my notes; and that the foregoing is a true and accurate record of the proceedings.

I FURTHER CERTIFY that I am not a relative or employee of any of the parties or attorneys involved in this matter and that I have no personal interest in the final disposition of this matter.

WITNESS MY HAND AND SEAL August 23rd, 2002.



STEVEN T. BRENNER
 CCR No. 7

My commission expires: October 14, 2002