



NEW MEXICO ENERGY, MINERALS and NATURAL RESOURCES DEPARTMENT

BILL RICHARDSON
Governor
Joanna Prukop
Cabinet Secretary

April 9, 2003

Lori Wrotenbery
Director
Oil Conservation Division

Miller, Stratvert & Torgerson, P.A.
Attn: Scott Hall
P. O. Box 1986
Santa Fe, New Mexico 87504-1986

Telefax No. (505) 989-9857

Montgomery & Andrews, P.A.
Attn: Paul Owen
P. O. Box 2307
Santa Fe, New Mexico 87504-2307

Telefax No. (505) 982-3873

Kellahin & Kellahin
Attn: W. Thomas Kellahin
P. O. Box 2265
Santa Fe, New Mexico 87504-2265

Telefax No. (505) 982-2047

New Mexico Oil Conservation Division
Attn: David K. Brooks
1220 South Saint Francis Drive
Santa Fe, New Mexico 87505

Telefax No. (505) 476-3462

Re: Case No. 13,004: Application of the New Mexico Oil Conservation Division, through the Environmental Bureau Chief, for an order determining the responsible party or parties and ordering the responsible party or parties to conduct Division-approved corrective action with respect to a hydrocarbon release; Lea County, New Mexico.

Dear Messrs. Hall, Owen, Kellahin, and Brooks:

Reference is made to the motion to dismiss Division Case No. 13004 submitted by Samedan Oil Corporation, Occidental Permian Ltd., and Shell Exploration and Production Company titled "*Stipulated Conditional Dismissal*" attached to the letter dated April 8, 2003 from Mr. Paul Owen. At this time the Division has received signatures from the four of you agreeing to this motion; therefore, Division Case No. 13004 is hereby **dismissed without prejudice**.

Sincerely,

Michael E. Stogner
Hearing Officer/Engineer

cc: New Mexico Oil Conservation Division - Hobbs
Case File 13,004
Florene Davidson - NMOCD, Santa Fe
Kathy Valdes - NMOCD, Santa Fe
David R. Catanach - NMOCD, Santa Fe
Ted Apodaca, OFS - EMNRD, Santa Fe