

GALLEGOS LAW FIRM

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JUL 11 1997

July 11, 1997
(Our File No. 97-1.75)

MICHAEL J. CONDON

HAND-DELIVERED

Michael E. Stogner, Chief Hearing Examiner
Rand Carroll, Esq.
New Mexico Oil Conservation Division
2040 South Pacheco
Santa Fe, NM 87505

Re: Application of Doyle Hartman, Case No. 6987, 11792

Gentlemen:

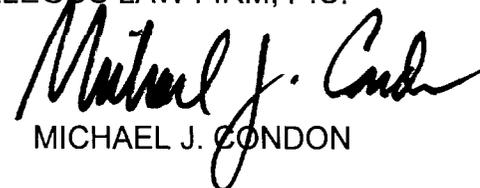
I am writing to note our strong objection to Oxy's proposed form of Order on the June 30, 1997 hearing. On July 7, 1997, we received from Mr. Kellahin a fax that indicated that Mr. Carroll asked Oxy and Hartman to prepare and submit a proposed Order concerning the June 30 hearing for consideration by the Division. A copy of Mr. Kellahin's fax is attached. At the June 30 hearing, Mr. Carroll stated that as to the issue of Hartman's right to go nonconsent under Order R-6447 and the Statutory Unitization Act, "I was ready to rule on that prior to Mr. Kellahin's last argument regarding the 'carried'/'carrying' so I'll defer a ruling on that until I receive the follow up memorandums." Obviously, the Division issued no ruling at the June 30 hearing on the nonconsent issue.

Nevertheless, Oxy has submitted a proposed form of Order on the June 30 hearing which incorporates Oxy's argument on the nonconsent issue. We intend to submit a proposed form of Order on the nonconsent issue, if requested, after the Division issues its ruling. If the Division would like a proposed form of Order from Hartman on the nonconsent issue now, please let me know and I will be happy to provide one.

Very truly yours,

GALLEGOS LAW FIRM, P.C.

By


MICHAEL J. CONDON

MJC:sa

fxc: William F. Carr
Thomas Kellahin
Doyle Hartman
Linda Land
ioc: J.E. Gallegos

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RECOGNIZED SPECIALIST IN THE AREA OF
NATURAL RESOURCES-OIL AND GAS LAW

JASON KELLAHIN (RETIRED 1991)

FACSIMILE COVER SHEETDATE: July 7, 1997
TIME: 9:20 AM (Santa Fe)

NUMBER OF PAGES: -1-

TO: Gene Gallegos
Michael J. Condon
OF: Gallegos Law Firm
FAX NO: (505) 986-1367FROM: W. THOMAS KELLAHIN, Esq.REF: NMOCD Case 11792
Application of Doyle Hartman
To Enforce Order R-6447, to Revoke
or Modify Order R-4680-A, or to
Terminate the Myers Langle-Mattix Unit

Gentlemen:

Mr. Carroll has asked me to inform you that he wants OXY and Hartman to each prepare and submit a proposed order concerning the hearing on June 30th to him for consideration. I presume, but did not ask, that he would like the proposed orders on July 10th. I doubt that I will be able to get one put together by then, but I will try.

Regards,



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