

**STATE OF NEW MEXICO  
DEPARTMENT OF ENERGY, MINERAL AND NATURAL RESOURCES  
OIL CONSERVATION COMMISSION**

**APPLICATIONS OF DEVON ENERGY  
PRODUCTION COMPANY, L.P. FOR  
COMPULSORY POOLING, LEA COUNTY,  
NEW MEXICO (Division Case Nos. 22179,  
22180 and 22382)**

**AND**

**APPLICATIONS OF CIMAREX ENERGY  
CO. FOR COMPULSORY POOLING, LEA  
COUNTY, NEW MEXICO (Division Case Nos.  
22313, 22314, 22315 and 22316).**

**OCC *De Novo* Case No. 23035  
Division Order No. R-22205**

**JOINT MOTION TO DISMISS DE NOVO APPEAL**

Devon Energy Production Company, L.P., the party that filed the de novo appeal of Division Order R-22205, and Cimarex Energy Co. (“Cimarex”), the party affected by the de novo appeal, jointly move to dismiss *De Novo* Case No. 23035. Devon and Cimarex have resolved their differences such that Division Order No. R-22205 is no longer contested.

Attached to this Motion is a proposed form of Order for the Commission that addresses (a) this request for dismissal of the de novo appeal, and (b) the pending Joint Motion to Extend Deadline to Commence Drilling under Division Order R-22205 filed in Division Case Nos. 22179, 22180, 22382, 22313, 22314, 22315 and 22316.

Respectfully submitted,

**HOLLAND & HART, LLP**



---

Michael H. Feldewert  
Adam G. Rankin  
Julia Broggi  
Paula M. Vance  
Post Office Box 2208  
Santa Fe, New Mexico 87504  
TEL: (505) 988-4421  
FAX: (505) 983-6043 Facsimile  
mfeldewert@hollandhart.com  
agrarkin@hollandhart.com  
jbroggi@hollandhart.com  
pmvance@hollanhart.com

**ATTORNEYS FOR DEVON ENERGY PRODUCTION COMPANY,  
L.P.**

Respectfully submitted,

**HOLLAND & HART, LLP**

*/s/ Earl DeBrine, Jr.*

---

Earl E. Debrine, Jr.  
Modrall, Sperling, Roehl, Harris & Sisk, P.A.  
Post Office Box 2168  
Albuquerque, New Mexico 87103-2168  
TEL: (505) 848-1800  
earl.debrine@modrall.com

**ATTORNEY FOR CIMAREX ENERGY CO.**

**CERTIFICATE OF SERVICE**

I hereby certify that on June 15, 2023, I served a copy of the foregoing document to the following counsel of record via Electronic Mail to:

Ocean Munds-Dry  
Elizabeth A. Ryan  
1048 Paseo de Peralta  
Santa Fe, New Mexico 87501  
(505) 780-800  
(505 428-0485 FAX  
*Ocean.Munds-Dry@conocophillips.com*  
*Beth.Ryan@conocophillips.com*

**ATTORNEYS FOR CONOCOPHILLIPS**



---

21739570\_v1

**STATE OF NEW MEXICO  
DEPARTMENT OF ENERGY, MINERAL AND NATURAL RESOURCES  
OIL CONSERVATION COMMISSION**

**APPLICATIONS OF DEVON ENERGY  
PRODUCTION COMPANY, L.P. FOR  
COMPULSORY POOLING, LEA COUNTY,  
NEW MEXICO (Division Case Nos. 22179,  
22180 and 22382)**

**AND**

**APPLICATIONS OF CIMAREX ENERGY  
CO. FOR COMPULSORY POOLING, LEA  
COUNTY, NEW MEXICO (Division Case Nos.  
22313, 22314, 22315 and 22316).**

**OCC *De Novo* Case No. 23035  
Order No. \_\_\_\_\_**

**ORDER OF THE COMMISSION**

THIS MATTER came before the New Mexico Oil Conservation Commission (“Commission”) on the Joint Motion to Extend Deadline to Commence Drilling by Cimarex Energy, Co. (“Cimarex”) and Devon Energy Production Company (“Devon”) and their Joint Motion for Dismissal.

NOW, on this \_\_\_ day of \_\_\_\_\_, 2023, the Commission having considered the Motions,

**FINDS:**

1. The Joint Motion to Extend Deadline to Commence Drilling is well taken and should be granted. The date for the operator described in Division Order R-22205 to commence drilling the well(s) approved in the order should be extended to within one (1) year from the date of this Order.
  
2. Cimarex and Devon have resolved their differences and Devon’s *de novo* appeal of the Division’s Order No. R-22205 can be dismissed.

**IT IS THEREFORE ORDERED THAT:**

1. The deadline to commence drilling the Well(s) under Division Order R-22205 entered in Case Nos. 22179, 22180, 22382, 22313, 22314, 22315 and 22316 is extended to within one (1) year from the date of this Order.

Case Nos. 22179-22180, 22382, 22313-22316

ORDER R-22205

Page 2

2. Case 23035 (*De Novo*) is hereby dismissed and Division Order No. R-22205 as modified herein is hereby continued in full force and effect until further notice.

3. The Commission retains jurisdiction of this matter for the entry of said further orders as may be necessary.

DONE at Santa Fe, New Mexico, on this \_\_\_\_\_ day of \_\_\_\_\_, 2023.

**STATE OF NEW MEXICO  
OIL CONSERVATION COMMISSION**

\_\_\_\_\_  
WILLIAM AMPOMAH, DESIGNEE

\_\_\_\_\_  
GREGORY B. BLOOM, DESIGNEE

\_\_\_\_\_  
DYLAN FUGE, CHAIR

S E A L

W4752096.DOCX