

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

**APPLICATIONS OF CIMAREX ENERGY CO.  
FOR HORIZONTAL SPACING AND PRORATION  
UNITS AND COMPULSORY POOLING  
EDDY COUNTY, NEW MEXICO.**

**CASE NO. 22018-22019**

**UNOPPOSED MOTION TO DISMISS**

Cimarex Energy Co., and its affiliate Magnum Hunter Production, Inc. (collectively “Cimarex”) moves the Oil Conservation Commission (“Commission”) to dismiss without prejudice Case Nos. 22018-22019. In support of this Motion, Cimarex states the following.

1. Cimarex had filed Case Nos. 22018-22019 with the Oil Conservation Division (“Division”), which were later moved to the Commission to be heard in a contested hearing pursuant to Commission Case No. 21744 (*de novo*).

2. Cimarex and Colgate Operating, LLC (“Colgate”), the competing Parties, have resolved their dispute involving the subject matter of the *de novo* hearing.

3. As a condition of this resolution, Cimarex has agreed to dismiss its Case Nos. 22018-22019 and refile with the Division new pooling applications covering the subject lands to allow the Division and any affected parties to review the new applications unencumbered by the complexity of the proceedings surrounding Case No. 21744 (*de novo*).

4. In exchange, Colgate has agreed to dismiss its Case No. 21629 and to terminate and dismiss Pooling Order No. R-21575, which was issued from said Case.

5. WHEREFORE, upholding its part in the resolution between the Parties, Cimarex respectfully requests that the Commission dismiss without prejudice Case Nos. 22018-22019 and

grant Cimarex leave to file with the Division new pooling applications covering the subject lands.

Respectfully Submitted,

ABADIE & SCHILL, PC

*/s/ Darin C. Savage*

---

Darin C. Savage

William E. Zimsky  
Andrew D. Schill  
214 McKenzie Street  
Santa Fe, New Mexico 87501  
Telephone: 970.385.4401  
Facsimile: 970.385.4901  
darin@abadieschill.com  
bill@abadieschill.com  
andrew@abadieschill.com

**Attorneys for Cimarex Energy Co., and  
Magnum Hunter Production, Inc., an affiliate of  
Cimarex Energy Co.**

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing was filed with the New Mexico Oil Conservation Commission and was served on counsel of record via electronic mail on December 20, 2023:

Michael H. Feldewert  
Adam G. Rankin  
Julia Broggi  
Paula M. Vance  
Post Office Box 2208  
Santa Fe, New Mexico 87504-2208  
(505) 988-4421  
(505) 983-6043 Facsimile  
mfeldewert@hollandhart.com  
agrarkin@hollandhart.com  
jbroggi@hollandhart.com  
pmvance@hollandhart.com  
*Attorneys for Colgate Operating, LLC*

Jordan L. Kessler  
EOG Resources, Inc.  
125 Lincoln Avenue, Suite 213  
Santa Fe, New Mexico 87501  
(432) 488-6108  
Jordan\_kessler@eogresources.com  
*Attorney for EOG Resources, Inc.*

*/s/ Darin C. Savage*

\_\_\_\_\_  
Darin C. Savage