

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

**APPLICATION OF FRANKLIN MOUNTAIN
ENERGY, LLC FOR COMPULSORY POOLING,
LEA COUNTY, NEW MEXICO**

Case No: 22447

**APPLICATION OF FRANKLIN MOUNTAIN
ENERGY, LLC FOR COMPULSORY POOLING,
LEA COUNTY, NEW MEXICO**

Case No: 22448

PRE-HEARING STATEMENT

TAP ROCK RESOURCES, LLC (“Tap Rock”) hereby provides this pre-hearing statement as required by the rules of the Division. The parties are conferring in an effort to reach a voluntary agreement. If an agreement is not reached before January 6, 2021, Tap Rock requests that these cases be heard as a status conference at that time.

APPEARANCES

APPLICANT

FRANKLIN MOUNTAIN ENERGY, LLC.

APPLICANT’S ATTORNEYS:

Deana M. Bennett
Bryce H. Smith
Post Office Box 2168
500 Fourth Street NW, Suite 1000
Albuquerque, NM87103
(505)848-1800
dmb@modrall.com
bsmith@modrall.com

OPPONENT

TAP ROCK RESOURCES, LLC

TAP ROCK’S ATTORNEYS:

Sharon T. Shaheen
Ricardo S. Gonzales
Post Office Box 2307
Santa Fe, New Mexico 87504-2307

(505) 986-2678
sshaheen@montand.com
rgonzales@montand.com

STATEMENT OF THE CASE

In these cases, Applicant seeks orders pooling all uncommitted mineral interests within the spacing units as described in the applications in the above-referenced cases. Tap Rock owns an interest in the proposed units and wells. However, there has been insufficient time for the parties to negotiate a voluntary agreement. If a voluntary agreement is not reached prior to January 6, 2021, Tap Rock objects to these cases going forward by affidavit and requests that they be set for a status conference to set a date for a contested hearing.

PROCEDURAL MATTERS

If the parties do not reach a voluntary agreement prior to the time of hearing, Tap Rock requests that these matters be heard as a status conference on January 6, 2022.

Respectfully submitted,

MONTGOMERY & ANDREWS, P.A.

By: /s/Sharon T. Shaheen
Sharon T. Shaheen
Ricardo S. Gonzales
P.O. Box 2307
Santa Fe, New Mexico 87504-2307
Telephone: (505) 986-2678
sshaheen@montand.com
rgonzales@montand.com

Attorneys for Tap Rock Resources, LLC

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served by electronic mail on December 30, 2021 to the following:

Deana M. Bennett
Bryce H. Smith
Post Office Box 2168
500 Fourth Street NW, Suite 1000
Albuquerque, NM87103
(505)848-1800
dmb@modrall.com
bsmith@modrall.com

By: /s/Sharon T. Shaheen
Sharon T. Shaheen

District I
 1625 N. French Dr., Hobbs, NM 88240
 Phone:(575) 393-6161 Fax:(575) 393-0720

District II
 811 S. First St., Artesia, NM 88210
 Phone:(575) 748-1283 Fax:(575) 748-9720

District III
 1000 Rio Brazos Rd., Aztec, NM 87410
 Phone:(505) 334-6178 Fax:(505) 334-6170

District IV
 1220 S. St Francis Dr., Santa Fe, NM 87505
 Phone:(505) 476-3470 Fax:(505) 476-3462

State of New Mexico
Energy, Minerals and Natural Resources
Oil Conservation Division
1220 S. St Francis Dr.
Santa Fe, NM 87505

QUESTIONS

Action 69762

QUESTIONS

Operator: Franklin Mountain Energy LLC 44 Cook Street Denver, CO 80206	OGRID: 373910
	Action Number: 69762
	Action Type: [HEAR] Prehearing Statement (PREHEARING)

QUESTIONS

Testimony	
<i>Please assist us by provide the following information about your testimony.</i>	
Number of witnesses	Not answered.
Testimony time (in minutes)	Not answered.