

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

**IN THE MATTER OF THE HEARING CALLED
BY THE OIL CONSERVATION DIVISION FOR
THE PURPOSE OF CONSIDERING:**

**APPLICATION OF COLGATE OPERATING, LLC
FOR COMPULSORY POOLING
EDDY COUNTY, NEW MEXICO.**

**Commission Case No. 21744
Case Nos. 21629
Order No. R-21575
Order No. R-21575-A
Order No. R-21575-B**

UNOPPOSED MOTION FOR CONTINUANCE

In order to allow the parties to pursue a resolution through a trade agreement, Cimarex Energy Co., and its affiliate Magnum Hunter (collectively “Cimarex”), by and through its undersigned attorney, moves the Oil Conservation Commission (“Commission”): For continuance of the evidentiary hearing that was scheduled for December 3, 2021, to a date on the Commission’s hearing docket, to be determined by the Commission, that would be appropriate and accommodate the legislative session.

A request for continuance of the *de novo* hearing on the merits that was scheduled to be heard December 9, 2021, has already been submitted and is under review.

Counsel for Colgate concurs with this motion.

WHEREFORE, Cimarex requests continuance of the scheduled matter as set forth above.

Respectfully Submitted,

ABADIE & SCHILL, PC

/s/ Darin C. Savage

Darin C. Savage

William 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., and affiliate
of Cimarex Energy**

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 8, 2021:

Earnest L. Padilla
Padilla Law Firm, P.A.
Post Office Box 2523
Santa Fe, NM 87504
Phone: (505) 988-7577
padillalaw@qwestoffice.net
Counsel for Colgate Operating, LLC

Jessica Freedson, Counsel
Prosperity Bank f/k/a American
State Bank, Trustee of the J.M.
Welborn Trust
1401 Avenue Q
Lubbock, TX 79401
(806) 741-2371
jessica.freedson@prosperitybankusa.com

/s/ Darin Savage
Darin Savage